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ARCHIVES OF MARYLAND

LVII

PROCEEDINGS

OF THE

PROVINCIAL COURT OF MARYLAND

1666-1670

COURT SERIES
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LETTER OF TRANSMITTAL.

Baltimore, December 20, 1940.

To the Maryland Historical Society

Gentlemen:

This volume, the *Proceedings of the Provincial Court of Maryland 1666-1670*, forms Volume LVII of the *Archives of Maryland,* and the eighth volume of the sub-series dealing with the seventeenth century Maryland courts. It is in direct continuation with Volume XLIX which carried down the proceedings of this court to the beginning of the year 1666, and is the fifth volume of Provincial Court proceedings so far published. Of the Court sub-series there have also appeared one volume of proceedings of the Court of Chancery (Volume LI), and two volumes of the proceedings of the county courts of Kent, Charles, Talbot and Somerset (Volumes LIII and LIV). In the introduction to certain volumes of the *Archives* will be found traced the history of the development during the seventeenth century of the Provincial, Chancery, county, and manorial courts of Maryland (XLIX, LI, LIII, LIV).

In the five-year period which this volume covers there was a marked change in legal procedure in the Provincial Court and in the Chancery Court; and beginning with the June, 1666, session, we find the establishment of a professional bar. Prior to this litigants had been represented by any planter or official who might present himself in court on a client's behalf as his attorney, but practice in the provincial courts at St. Mary's was, beginning with this session, limited to those formally admitted by the court as sworn attorneys, and thereafter practice became concentrated in the hands of a limited number of men. It was also at this time that legal procedure in the provincial courts began to become more formalized, technical, and rigid. For this, one man, John Morecroft, a well-trained professional lawyer, who had recently come into the Province from Virginia and at once become the leader of the Maryland bar, seems to have been in great part responsible, as there were no changes in the personnel of the court itself which can explain it.

The scope of the jurisdiction of the court and the changes in the character of its legal procedure, as well as the civil and administrative duties of the court are discussed in the introduction, where there will also be found mention of the justices themselves, and of the officers of the court—the attorneys-general, the court clerks, and the lawyers practicing before the court. The nature of the cases which came in various ways from the county courts to the Provincial Court in its appellate capacity are also reviewed in the introduction.

The records of the criminal cases which came before the court—murder, rape, assault, barratry, and theft—contain much of human interest, and are summarized in the introduction, where some of the more noteworthy civil cases are also discussed. These latter include suits for debt, breach of trust, land disputes, damage suits for slander and assault, disputes between masters and indentured servants, and prosecutions under the English navigation acts. The several changes in the clerkship of the court explain the successive changes in the way the court minutes and the records of the cases are phrased and entered by the different clerks.

Attention is also to be called to the very early, or unusual, use, of certain words to be found in this record. Thus we find here the earliest recorded employment in the English language of the term *fire-ship* for a prostitute.

The enjoyment of fowling and fishing privileges by the seller and purchaser of manorial lands, reserved in a deed to both of them and to their heirs, is perhaps the earliest Maryland antecedent of the ducking and fishing club of to-day.

There will be found numerous references to physicians, chirurgeons, and medical matters; and in one instance the great plague of London was urged as an excuse for failure to carry out a contract for the sale of Maryland lands. Indian affairs were rather in the background at this period. Quakers, who had given the authorities so many headaches in the previous decade, were now looked up to and respected, although their refusal to take an oath sometimes subjected them to fines. The Roman Catholic question was quiescent; and although a Jesuit priest was allowed to take title to lands for the church, the glass windows of a chapel were maliciously broken. We find the record of three ships forfeited to the Lord Proprietary, and not to the crown, for violation of the English navigation acts.

The records reproduced in this volume are printed *verbatim* and *punctuatim* from the two old Provincial Court libers FF and JJ. A few obvious clerical errors in the dates of day by day court sessions, and the repetition or omission of words due to the carelessness of the recording clerk, will be detected by the observant reader. Of seventeenth century spelling little need be said, except that in this respect old Latin legal terms seem to receive on the whole rather better treatment from the clerks than do English words. In the case of Liber FF the criminal cases are entered chronologically throughout the record, mingled with the civil suits, but in Liber JJ the records of criminal cases beginning with the year 1669, are segregated at the back of this old volume. The regular court minutes, civil suits, and land papers for this 1669-1670 period are recorded on folios 1-139, while the criminal cases are to be found on folios 455-476.

The litigiousness of seventeenth century Marylanders, for a community of its size, is well shown by the large volume of litigation which an examination of the records of the provincial courts at St. Mary's and of the several county courts reveals. During the time covered by this court record the population of the Province increased from about thirteen thousand to sixteen thousand whites.

The next volume of the *Archives* to appear will be the *Proceedings and Acts of the General Assembly of Maryland 1762-1764.*

Respectfully submitted,
J. HALL PLEASANTS (*editor*),
RAPHAEL SEMMES,
Committee on Publications.

INTRODUCTION.

THE COURT.

The history of the Provincial Court, established soon after the founding of the Province, down to its abolition in 1805, although from 1777 to 1805 it was known as the General Court, has been told in the introductions to former volumes of the Court Series of the *Archives* (volumes XLIX, LI, LIII), so will not be repeated here. It also seems almost needless to repeat that in the period covered by this volume, the personnel of the Provincial Court was identical with that of the Governor's Council, which, it may be added, also sat as the Upper House of the Assembly, and functioned there not only as a legislative body but also as a court of appeals. The reader is reminded that these same men also sat as a Court of Chancery, as an Admiralty Court, and as a Court of Orphans during the period covered by this volume, but generally without a specific statement in the record as to the capacity in which they were sitting.

Before the year 1669, however, when separate record books for the Provincial Court and the Court of Chancery began to be kept, we find an attempt on the part of the court clerk in recording cases to differentiate between the several functions of the court, as by an incidental notation somewhere in the record of a case, that it is being "heard in Chancery" or "as depending in the high court of Chancery", or by a reference to the complainant as "suing in Chancery". Chancery cases are, however, usually recorded indiscriminately with law cases. An exception is to be noted when a special session of the court was held at Mattapany on April 15, 1667, which is described in the record as a meeting of "a high Court of Chancery at Mattapenny" (p. 183). Until the formal separation of the law and equity courts, in name as well as in fact, was effected in 1669, the same clerk served both as clerk and as register respectively. Beginning with 1669, however we have two different series of records kept for the Provincial Court and the Court of Chancery. As in the preceding volumes of Provincial Court records much of the space in this volume is taken up with records relating to land, deeds, assignments of patents, leases, powers of attorney for the sale of land, and the like, and it was not until 1679 that the clerk provided a separate series of libers for recording land papers.

Beginning with the December, 1669, session of the Provincial Court, the clerk, John Blomfield, has segregated the criminal cases and recorded them together at the end of the liber. At these sessions of the Provincial Court when criminal cases were heard, these hearings are described in the court minutes as being held "to keepe the Peace in the Province of Maryland . . . . [and] to hear divers, felonies, transgressions, and other misdemeanours in the said Province perpetrated and committed" (p. 596). Before the December, 1669, session, criminal cases and civil suits had been mingled indiscriminately in the court minutes.

What at first sight might seem to be admiralty cases, the forfeiture of ships and cargoes for violation of the English navigation acts, were, however, heard at this period, both in England and in Maryland, not in Admiralty courts but in courts of law. Three of these forfeiture or confiscation cases, referred to in a later section of this introduction, came before the Provincial Court (pp. lvii-lix). Cases involving estates of orphans, generally heard with other types of cases at regular sessions, occasionally came up at a session specifically designated either as a Court of Orphans, or an Orphans' Court (pp. 202-207, 548).

The Provincial Court usually held three regular sessions a year at St. Mary's City, one in February, one in the spring or early summer, and one in the late autumn or early winter. During this five year period the three regular sessions were held each year; and in the year 1667 two additional meetings—both at Mattapany, one in March to consider an admiralty case, and one in April specifically designated as a "Chancery Court". Summer sessions were avoided on account of their inconvenience to planters. The court called to meet in December, 1667, was postponed until February "by reason of the indiposic̄on of body w^th^ severall of his lo'ps Justices who cannot then be present in Court . . . . as alsoe the present expedic̄on ag^t^ the Indian Enemy with other Publique Affaires which cannot suffer Delay" (pp. 219, 220).

The members of the Provincial Court and of the Governor's Council at the beginning of this period, with a notation following each name showing the years of service, were the following: Governor Charles Calvert (1661-1684), son of the Lord Proprietary Cecilius Calvert, and later himself third Lord Baltimore, and Proprietary; Philip Calvert (1660-1682), the Chancellor; Richard Boughton (1666) of St Mary's County, Provincial Secretary; Jerome White (1663-1670) of St. Mary's County, Surveyor-General; Edward Lloyd (1650-1666) of "Wye", Talbot County; Henry Coursey (1661-1687), also of Talbot; Baker Brooke (1658-1680), of Calvert; Colonel William Evans (1662-1669) of St. Mary's; and Thomas Truman (1665-1685), of Calvert.

Richard Boughton appears at only one session, that for June, 1665. Colonel William Evans last sat at the February, 1668/9, court and died soon afterwards. In the spring of 1669 Governor Charles Calvert went to England, not returning until the close of the following year. In his absence the functions of the governor were exercised by three deputy governors headed by the Chancellor, Philip Calvert, with White and Brooke as associates. During this period Philip Calvert presided in court and in the Council. At the December, 1669, session two new members added to the court were William Calvert (1669-1682), of St. Mary's County, the Governor's nephew, and Samuel Chew (1669-1677) of Anne Arundel; and at the December, 1670, session, William Talbot (1670-1671) of Baltimore, the new Provincial Secretary, and Edward FitzHerbert (1670-1673) of St. Mary's, were sworn in as new members. Coursey and Lloyd who lived on the Eastern Shore were frequent absentees. Jerome White went to England soon after the April, 1670, session and did not return. As far as can be learned, none of these justices had been practicing lawyers, except William Calvert, who had been attorney-general and practicing in this court for some five years.

JURISDICTION.

The original jurisdiction of the Provincial Court in criminal and civil cases extended to all felonies punishable by loss of life or member, and to civil suits involving 3000 pounds of tobacco and over, the equivalent of about £20, the several county courts having jurisdiction in minor criminal and civil cases. But whenever the higher court chose to do so it might assume jurisdiction in a minor case which would ordinarily have come up in a county court, and it regularly heard appeals from the lower courts in suits for debt for less than 3000 pounds of tobacco. Occasionally we also find minor criminal cases first brought before the Provincial Court.

CASES AND PROCEDURE.

The hand of the trained lawyer begins to become obvious in the court records of this period, and as the entries become more and more formalized and technical, by so much does their human interest become lessened. The better trained lawyers now practicing in the higher courts of Maryland seem to have been directing their attention less and less to the local courts of England as their model of procedure and more to the courts at Westminster and the rigid rules which governed their procedure. We must hereafter go rather to the records of the Maryland county courts to study the everyday lives of the people, the details of their difficulties with one another, and the means which were called upon to settle them.

Judge Carroll T. Bond, Chief Justice of the Maryland Court of Appeals, and the recognized authority on the history of Maryland colonial law, calls attention to the fact that although at this time there was increasing conformity to English legal forms and customs, with this there also developed a novel freedom in procedure to meet frontier demands. He calls attention to the fact that pleadings in the higher Maryland courts as shown by this record were still often by word of mouth, while in the courts of England of the same rank, they were all written. Yet, on the other hand, in the Maryland courts we now begin to find a strictness in following the rules of special pleading and suits dismissed upon demurrers for some trifling omission or technical inaccuracy. Instances in point are to be seen in a suit for debt, apparently a perfectly good case, which was thrown out because the defendant's name Robert Knap was spelled Robert Nab in the writ (p. 370); and in another suit for debt the case was thrown out when the amount due, 1664 pounds of tobacco, was erroneously stated by the plaintiff to have been 1665 pounds (p. 363). It may be added that John Morecroft represented the winning litigant in both of these cases. Yet at the same session when technicalities such as these prevailed, we find this higher court settling such trifling matters as the age of indentured servants and the expiration of their term of servitude, or finding a home for a pauper.

The character of much of the litigation before the courts also begins to show changes. Leaving out of consideration criminal actions, suits for debt largely monopolized the time of the court. Nearly ninety per cent of the civil actions are for debt; suits involving land, contrary to the general impression, form less than five per cent of the cases heard. It will be recalled that the Provincial Court had exclusive jurisdiction in suits involving £20 or 3000 pounds of tobacco or more, the county courts having jurisdiction only if less than this was involved. The land cases which came before the Provincial Court were principally boundary disputes, escheats, overlapping grants, and conflicting patents. Some of the other cases before the court were for defamation or slander, replevins, suits to compel the performance of building contracts, injunctions, and trespasses. Few suits were for large amounts although in the Bateman case, to be referred to more fully later as much as £2000 sterling was involved (pp. xxxvi-xxxix). Few will, or other testamentary cases, came before the court as most of these were settled by the Judge of Probate, who also served as Secretary of the Province.

ATTORNEYS-GENERAL.

The Proprietary's attorneys-general during this period were William Calvert (1664-1669), John Morecroft (1669-1670) and Vincent Lowe (1670-1676). William Calvert, who seems to have been acting as attorney-general before his predecessor William Manning was reported at the April, 1664, session to have "returned home", possibly on a visit to England (*Arch. Md. xlix,* 200), appeared as such at the July 5, 1664, session (*ibid.,* 230), and took the formal oath of attorney-general, June 12, 1665 (p. 108). He continued as attorney-general until he was appointed on December 14, 1669, a justice of the Provincial Court and of the Court of Chancery, and Judge of Probate or of "Testamentary buisness" (pp. 482). He was succeeded by John Morecroft as attorney-general, who was sworn on the same day, doubtless a temporary appointment by the three deputy governors, as it was made until the "arrival" of Governor Charles Calvert then on a visit to England (p. 482). At the first session after the Governor's return, Vincent Lowe was appointed attorney-general on December 13, 1670 (pp. 564, 621), and held the position until 1676. Those who officiated as attorneys-general, like the court clerks, practiced as attorneys in the Provincial and other courts.

COURT CLERKS.

Three men served as clerks of the Provincial Court during this period—Daniel Jenifer (c. 1665-1669), John Blomfield (1669-1670), and Thomas Cakewood (Cabewood) (1670-1671). Two of these clerks, Blomfield and Cakewood, were dismissed from office for misdemeanors. Jenifer had already been acting for several months as clerk of the Provincial Court when on February 10, 1665, he was formally appointed clerk of this court and of the Provincial Secretary's Office (*Arch. Md. V;* 23-24). He ceased to be clerk when three years later he married Mary, the widow of William Smith, one of the principal inn-keepers of St. Mary's City, and took over the management of the inn (pp. 459-560), but continued to practice as an attorney. He was succeeded on May 5, 1669, by John Blomfield (*Arch. Md. V;* 49-52), who was discharged from office, July 21, 1670, for breach of the peace, breach of trust, and other misdemeanors (*Arch. Md. V;* 66). Blomfield opened a new court record book, Liber JJ, almost immediately after he became clerk. It may be added that although he was discharged from office for various "misdemeanors" on July 21, 1670, he was again four years later appointed clerk, on March 9, 1673/4 (*Arch. Md. V;* 124). It is uncertain who acted as clerk between July 21, 1670, when Blomfield was dismissed, and Nov 8, 1670, when Thomas Cakewood (Cabewood) was appointed (*Arch. Md. V;* 76-77). There were no court sessions held, and but few papers recorded, in this period. Possibly Richard Moy, who reported that Blomfield was planning to flee the Province, and to whom the keys of the Secretary's office had then been turned over, acted as clerk in this interval (*Arch. Md. V;* 76-77). Cakewood, like Blomfield, got into trouble and was discharged from office, January 19, 1670/1, "for some misdemeanor by him committed" (*ibid.*, 82). The clerk of the court might at this time practice in his own court. Both Jenifer and Blomfield were sworn attorneys of the Provincial Court, Moy and Cakewood were not.

ATTORNEYS.

The beginning of the period covered by this record saw the first development in Maryland of what may be called a professional bar, apparently stimulated by the arrival in the Province from Virginia in 1665 of a lawyer of parts, John Morecroft. Before this litigants in the higher court had been generally represented by various prominent public officials and planters with little legal training, usually resident near St. Mary's City, to whom practice before the court was a mere incident among their other activities. Morecroft was described a few years later in a letter by Governor Charles Calvert to his father Cecilius, dated April 26, 1672, as "the best lawyer in the community and has always been". Practice in the provincial courts, which had heretofore been widely spread, now began to be concentrated in the hands of a comparatively few men, and beginning with the June, 1666, session, all practitioners were obliged to take a formal "Oath of an Attorney of the Court", and the names of the attorneys representing litigants were bracketed with the latter in the case entry headings.

The first to be sworn as an attorney, and therefore to be considered the Nestor of the professional bar of Maryland, was William Calvert, a nephew of the Lord Proprietary, Cecilius Calvert. He took the oath of attorney, June 12, 1666, and afterwards on the same day John Morecroft and Daniel Jenifer were sworn, the latter being the then clerk of the court. Benjamin Rozer was admitted, October 16, 1666; Thomas Notley and Richard Boughton, the latter no longer a justice, were admitted, February 12th, 1666/7; John Blomfield, soon to be appointed clerk of the court, December 7, 1668; Thomas Carlton, February 9, 1668/9; Thomas Knighton, February 10, 1668/9. The next admission, that of William Bysse of Calvert County, was not in the usual manner, but by special license from Governor Charles Calvert, dated May 8, 1669, apparently granted just before he left for a visit to England, and Bysse was sworn in at the next court which was held on June 2 (p. 448). The succeeding admissions were in the usual form: Richard Carville sworn in, December 14, 1669; Thomas Jones and Kenelm Cheseldyne of St. Mary's County, April 12, 1670; Matthew Ward of Talbot County, George Parker of Calvert County, and Vincent Lowe, on December 13, 1670, and on the same day Lowe was sworn in as the new Attorney-General; and John Rousby of Calvert County, December 17, 1670. We thus find that seventeen attorneys were admitted to practice in the higher courts of the Province in this five year period. Attorneys of the court, like the justices, when they were litigants, had a preferred status in their own courts, and we find writs issued in their interest styled "writs of privilege".

With the institution of a professional bar the names of casual practitioners in the higher courts disappear from the record. Beginning with the period covered by this record, Morecroft and Jenifer at first, the latter then the clerk, largely monopolized practice before the Provincial Court. During the five years covered by our record, Morecroft appears in almost every important suit, and it may be added won nearly all of those in which he figured. Jenifer's name ranks next to Morecroft's, with William Calvert, Notley, Rozer, and Carville following with about the same proportion of cases, and with the remainder trailing rather far behind. Beginning with the year 1669 when separate record books began to be kept for the same justices sitting as the Provincial Court and as the Court of Chancery, although attorneys were sworn in separately in each of the two courts, the same men are to be found practicing in both.

In the county courts where civil cases involving not more than 3000 pounds of tobacco might be heard, the qualifications for practice at this period were under less rigid control; and it was not until 1674 that there was passed an act to correct abuses of persons practicing as "Attorneys, Councillors, & Solicitors at Law in this Province". Prior to this date various individuals, usually more or less prominent planters in their several communities, represented litigants in the county courts, and are to be considered rather attorneys-in-fact than attorneys at law, although frequently, especially in the counties near St. Mary's City, attorneys practicing before the provincial courts appeared in county courts. The act of 1674, just cited, provided that only those admitted to practice by the Governor or by the courts of each county, should have the privilege of practicing in Maryland courts (*Arch. Md. II;* 409). This act was obviously not directed towards practice in the courts at St. Mary's City where the Governor and Council were in complete control, but to the distant county courts where supervision was more difficult.

Attorneys appeared in court only to represent litigants in civil suits. It was not until the next century that those brought into court on criminal charges could be represented by counsel. An example of the improved status of an attorney came up in an interesting way in the case of Chivers *vs.* Gunby at the February, 1668/9, session of the Provincial Court, when the defendant himself came into court, his attorney not being then present, and confessed judgment in a suit for debt. The plaintiff's attorney, Daniel Jenifer, however, refused to agree to this procedure, and insisted that this "bee done by an

Attorney of this Court", whereupon Thomas Notley, who was present, being given the necessary authority by Gunby, the matter was put through in good technical legal fashion (pp. 423-424).

CONTEMPT.

Failure to show sufficient respect for those in authority or to carry out their orders, resulted in the offender being brought before the court by a writ of contempt. Thus Daniel Johnson upon the complaint of Henry Adams, High Sheriff of Charles County, was summoned before the April, 1666, court by a "speciall warr^t for an contempt to the governm^t" issued by the Governor "shewne in takeing away his horse after the s^d sherriffe had prest it for the publicques use and Service" and was fined 500 pounds of tobacco (p. 79). This was doubtless a military requisition made by the sheriff. At the October, 1666, court four prominent planters, Joseph Harrison, James Lindsey, John Lewger, and Thomas Allanson, gave security to appear before the next Provincial Court "to answer the Contempt made by them ag^t the Leiutenn^t Generalls power given and granted to Cap^t william Boreman As Command^r of the foott Company", doubtless for the violation of muster regulations (p. 128).

There are four instances in which public officials were assaulted while in the performance of their public duties, in which this contempt for authority made a mere breach of the peace a much more serious matter. Three of these were assaults upon sheriffs and one upon a county justice. They are all described in some detail elsewhere in this introduction in discussing the criminal cases which came before the Provincial Court. We find two assaults, by different individuals, upon Richard Collett, High Sheriff of Charles County, who may have died of the injuries he received in the second assault (pp. xxxii-xxxiii, 198, 199, 244, 312, 607). The assault upon Richard Tilghman, High Sheriff of Talbot County, in which he received humiliating treatment, was not without humorous features (pp. xxxiii-xxxiv, 453). In the case of the assault upon Thomas Besson, one of the justices of Anne Arundel County, not only the justice but a constable, were attacked (pp. xxxiv, 309-310).

Reflections upon the honor or dignity of the justices of the provincial, or county courts, or upon the attorneys practicing before them, were punishable by the bench, and traducers were also liable to suits for defamation. Thus Thomas Sprigg of Resurrection Manor, Calvert County, and a justice of that county, who was represented by William Calvert as his attorney, at the April, 1666, Provincial Court sued Raymond Staplefort, a merchant of Calvert, for scandal and defamation in having openly in the Calvert County Court falsely, scandalously, and maliciously charged Sprigg with being confederate with a litigant, John Balley, in a suit between Staplefort and Balley, that was being heard before that court of which Sprigg was then a justice. Sprigg recited his honorable record, without suspicion of bribery or perjury, both as a justice and as a former sheriff of Calvert. He declared that he had been put to an expense of £500 to clear his good name, and now brought suit against the defamer to vindicate himself. Staplefort's attorney, John Morecroft, demurred in law, on the ground "that whosoever informeth on behalf of the

King Cannot be Molested nor Sued for his informac̄on be it right or wrong". The court not deeming the answer sufficient, overruled the demurrer and postponed further action until the next court to give Staplefort an opportunity to prove his charges, and ordered him to be placed in the custody of the sheriff until he could give security for his appearance at that time. At the June court, however, Staplefort openly acknowledged that he had falsely and maliciously scandalized the plaintiff and declared "that he was sorry for the same and asked forgiveness" of the plaintiff, and the court "thereupon thought fitt to binde the def^{t} to his good behaviour, for that the pl^{t} is one of his lōps Cōmm^{rs} of Calvert County" (pp. 65-67, 110, 111). Sprigg was awarded 4,500 pounds of tobacco as damages (pp. 113, 114).

Cases in which Staplefort figured seemed destined to lead to trouble. At the June, 1668, court Henry Coursey, a justice of that body, represented to the court that when a suit between Cuthbert Witham of London and Jonathan Sibrey of Wye River, Talbot County, was being heard, Witham had mendaciously and basely circulated reports that he had heard Coursey had taken 10,000 pounds of tobacco from Sibrey to look out for his business against Witham. Coursey asked an inquiry by the court, not only because his own honor, but that of the court, was at stake, and hoped that if he were found guilty the severest punishments that the law allowed would be meted out to him, but if not guilty, he might have such reparations as the law afforded. In open court Witham then "nominated" Raymond Staplefort as the author of the accusation. When Staplefort denied the authorship, but refused to divulge the author, the court ordered that unless he disclosed his authority, he himself would be adjudged the inventor of it, and committed him to the custody of the sheriff until he revealed the author. Two days after the court adjourned Staplefort filed a deposition to the effect that he had heard a certain Anthony Calloway say that he did suppose Mr. Henry Coursey had 10,000 pounds of tobacco for assisting Sibrey in his business against Witham (pp. 318-319). Here the matter seems to have been dropped. Why Jonathan Sibrey should have been brought before the June, 1668, court by "a writ of Contempt of Obedience" is not disclosed by the record, although this may well have been in connection with the preceding case; but "after much debate" he was adjudged not guilty and ordered to swear to the truth of his answer in open court (p. 298).

The attorneys of the Provincial Court were as jealous of their honor and dignity as the justices themselves. John Morecroft, who had but recently been sworn in as an attorney, sued his former indentured servant William Champ for defamation at the October, 1666, court. Champ, now a freeman, had been employed by Morecroft, who practiced both as a physician and a lawyer, "in the Art & Mistery of Physick as his servant by Indenture". Champ, it appeared, had called his former master "a Cheating old Knave", and, represented by William Calvert and Daniel Jenifer, his attorneys, did not retract what he had said, but denied that the words were actionable, as they were spoken before Morecroft had been sworn as attorney, and the court so held (pp. 119, 122, 126). That Jenifer also had to defend his honor at the same court is disclosed by a suit for defamation which he instituted against Thomas Paine who was represented by Benjamin Rozer. Paine made no denial of having called Jenifer an "unworthy Knave", but prayed the judgment of the court whether these words were actionable. Paine's position was more vulnerable than that of Champ, as the slanderous words had evidently been uttered after Jenifer had become a sworn attorney of the court. Advised to ask Jenifer's forgiveness, he did so in open court, and his apology was taken by Jenifer "for satisfaction", but the court ordered that he find two sufficient sureties for his appearance before the next court, and the meanwhile to be of good behaviour, or else be committed to the custody of the Sheriff (p. 126). Here the matter seems to have been left.

CIVIL FUNCTIONS OF THE COURT.

We find the Provincial Court frequently exercising civil duties which ordinarily came within the province of the county courts. One of these was to provide care for the ill, the indigent, and the aged, usually by boarding these unfortunates out in families. Benjamin Hammond, "being quite destitute of howseing or sustenance", was ordered to have accommodations at Robert Perry's house, with meat, drink, lodging, washing and clothing, and a year later Perry was allowed 900 pounds of tobacco for his care (pp. 151, 321-322). Martha Crab, "lame and cannot maintain herself", was ordered at the April, 1667, court to live at the house of Walter Pake, an inn-keeper of St. Mary's County, and a year later the Court again directed that she continue at Pake's house for another year. Incidentally it may be added that some months later this same Walter Pake was hanged for the murder at his own house, while drunk, of William Price (pp. 352, 354-356). Henry Grist, a bed-ridden servant of John Warren of St. Mary's County, had been for nine months and two weeks cared for at great cost and trouble to his master. The court ordered that if Grist did not soon recover, the charges for his care were to be allowed by St. Mary's County (p. 322).

John Hester, "being in a very meane Condĩcon haveing noe habitaccõn or place of abode . . . . and being upwards of sixty years of age", was relieved of paying the levies (p. 395). William Land, left friendless and unable to provide for himself, was ordered to live with Daniel Devine until he became eighteen years of age (p. 538).

The county courts usually appointed constables to serve in the various hundreds of their respective counties. As showing how the Provincial Court, when it saw fit, assumed the powers ordinarliy entrusted to the local courts, especially of the St. Mary's and Calvert County courts, we here find it regularly appointing constables for the former county (p. 156, 181-2, 305-6, 536, 537, 538). Coroners at this period were ordinarily appointed by the Governor. When it was reported at the December, 1668, session that there was no coroner for Lower Patuxent in Calvert County since the death of Richard Collett, the Governor announced the appointment of Mr. George Beckwith to serve there during his pleasure (p. 367). When William Bretton, one of the coroners of St. Mary's County, indicted by the Grand Jury for not viewing a corpse when requested to do so, presented himself for trial at the February, 1669/70, court, and no one appearing to testify against him, he was cleared by proclamation (p. 609). At the same time John Balley of St. Mary's was indicted, because after he had been sworn foreman of a coroner's jury, he left before the verdict was rendered. For this he was fined a thousand pounds of tobacco (p. 613).

When any of the processes of the law, which were ordinarily performed by the sheriff, had to be directed against the sheriff himself, the coroner by law was called upon to execute them. In a Kent County land dispute, Thomas Ringgold *vs.* Thomas Hynson and Henry Parker, it was necessary to summon a jury of inquest to determine the boundary lines of land in controversy. The court at its October, 1666, session ordered a *venire facias* to be issued to Coronor Thomas Vaughan to summons a jury of twelve, because Hynson, the then sheriff, was disqualified to act in this case (p. 188). Again when Dr. Richard Tilghman, sheriff of Talbot, was charged with making a false return of a writ, the court at its December, 1669, session ordered the coroner of Talbot to bring Tilghman before it (p. 616). Incidentally it may be added that the charges against Tilghman were dismissed.

The record shows that the deputy sheriffs were appointed by the sheriff under whom they served, or, as he was often called, the High Sheriff. Thus on May 5, 1669, John Jarbo, High Sheriff of St. Mary's County, appointed Thomas Winn of Snow Hill, his deputy (p. 446-7).

The county courts from time to time, submitted to the Governor and Council, or to the Provincial Court, the sundry items for which inclusion in the public levy was asked. Thus at the April, 1670, court session, the Sheriff of St. Mary's County presented the levy, which the higher court was asked to examine and allow (p. 536).

Horses and cattle running at large in the woods were a serious menace to the planters' crops growing in ill-fenced fields. They were difficult to catch and when caught, it was equally difficult to establish their ownership. Complaints lodged against this nuisance brought action at the December, 1668, session, when the court took measures which savored more of what these same men sitting as members of the Council might have been expected to do in that capacity, rather than as members of a judicial body. It was ordered, that as many persons made it their business to range the woods on the pretense of finding their own cattle, but really for the purpose of marking with their cattle mark unmarked animals which really belonged to others, that thereafter all persons must repair to the Sheriff and establish their ownership before marking any animals whatsoever (p. 373). Two years earlier a license had been issued of one year's duration to Thomas Snow to kill any unmarked wild cattle or hogs at large anywhere on the north side of Chester River, the hides and tallow to be reserved for the Lord Proprietary's use, Snow to reserve the meat for himself (p. 115).

All cattle and hogs were required by law to be marked with a distinctive mark, registered or recorded either in the Provincial Court or in a county court. Ordinarily such live-stock marks were recorded in the local courts, but residents of St. Mary's County and of the nearby counties, frequently registered their marks in the records of the higher court. We find numerous instances of this kind in this volume. Horses, and occasionally cattle were branded.

The Provincial Court exercised authority over the overseers of highways, who, however, were ordinarily appointed by the several county courts. In this record we find several instances in which overseers were indicted for not keeping the roads under their charge in order. In one instance Thomas Brooks [Brooke] complained that Charles Ashcomb, overseer of highways in St. Mary's County, had "through ill will and malice to the petitioner caused a way to be made through his cornfield to his great damage", and the court ordered at the February, 1669/70, session that when Brooke's "field fence be repaired it is to be no more broken down". (p. 532). The overseer seems to have been only rebuked, not punished. Licences for inns or ordinaries were normally issued by the Provincial Court.

RECORDING OF NON-JUDICIAL PAPERS.

We find scattered throughout the Provincial Court proceedings papers relating to various matters not in litigation, which those who filed them with the clerk wished thus to have permanently recorded. Next to letters of attorney the most numerous of these are deeds and other papers relating to the titles of land. More than a fifth of the text of this volume relates to land titles. These land papers are discussed in a later section of this introduction (pp. xl-xlv). Numerous powers of attorney, general or limited, either from outsiders, or from one Marylander to another, are recorded. There are a few marriage certificates of Quakers and others entered. Notices of "Intention of leaving the Province for England", which were required to be published in order to give creditors an opportunity to get out writs of *ne exeat provinciam* against debtors wishing thus to escape from them, are also found entered on these court records.

APPEALS.

Appeals from the county courts were frequent, although the penalty of treble costs imposed upon the appellant if he lost, unquestionably kept the number down. There were twenty-four appeals in this five-year period. For some reason not clear, possibly because the Calvert County court was weak, or because the county seat was so close to St. Mary's City, and on this account the incidental costs of such a suit were less, appeals from that court were especially frequent. Appeal from a decision of the Provincial Court might be carried up before the Upper House of the Assembly sitting as an appellate court, where the same men who sat below in the Provincial Court, heard the case on appeal. There were two such appeals to the Upper House in this period.

Judge Carroll T. Bond, chief judge of the Maryland Court of Appeals, in the introduction to his *Proceedings of the Maryland Court of Appeals 1695-1729* (p. xxix) shows that there were four ways prior to 1678 by which proceedings arising in the county courts might be remanded to the Provincial Court. These were (1) by a writ of *certiorari,* before trial of the case below; (2) by a writ of *habeas corpus cum causa detentioni,* before trial and before issue joined; (3) by appeals to the Provincial Court for a new trial after judgment below; (4) by a writ of error and *supersedeas* after judgment on specified rulings of the court below.

Of the 24 appeals entered during this period, 20 are simply styled "appeals", 3 were brought up by writs of error, and 1 by writ of *certiorari.* Excluding 3 cases which appear as unfinished when this record closes, we find that the county courts were sustained in 9 cases and reversed in 7; appeals dismissed in 2 cases; and 3 cases were remanded to the county court for retrial. It is to be noted that 13 out of the total of 24 cases were appeals from the Calvert County court.

Two cases which were adjudged in the Provincial Court were appealed to the Upper House of Assembly, sitting as an appellate court and composed of the same men who had heard the cases below. One of these was the long drawn-out suit of Balley *vs.* Staplefort discussed elsewhere in this introduction (pp. xxxix-xl); *Arch. Md. II;* 362-368, 379-380). It is to be noted that the Upper House in this case reversed the decision of the Provincial Court. The other case appealed to the Upper House, Hinchman *vs.* Manning, had first been appealed from the Calvert County court to the Provincial Court where the decision below had been sustained. The proceedings of the Upper House for April, 1668/9, show that this case, which had been brought up by writ of error, was marked "retraxit" by Daniel Jenifer, attorney for the plaintiff, who had twice entered an appeal (*Arch. Md. II;* 161, 162).

In these cases appealed from the county courts to the Provincial Court there seems to have been a full retrial before the higher court, with the filing of the records in the court below and the hearing of testimony, the trial being before the court or by jury, as the litigants desired. In one instance the court divided, three to two, in its decision. The question involved in this case was as to whether or not the suit was "a personal action" depending between the parties. The Governor, the Chancellor, and Justice Evans ruled that it was, Justices White and Lloyd dissented (pp. 299, 321). In another case appeal was brought by the defendant on the ground that the jury ought not to have given its verdict because he appealed before it had gone out. The court denied the appeal on the ground that the record did not show this (p. 148). None of the 24 cases which came up on appeal from the lower courts seem to have been of especial interest. As far as can be told by the fragmentary record in some of the cases, with the exception of two which involved indentured servants, all the remaining cases were suits for debt, and as the county courts only had jurisdiction in cases involving less than 3000 pounds of tobacco, most of these suits were for small amounts. It is not clear from the court entry why on December 13, 1669, "A Certiorari should be Granted to John Richardson to transmit the records" of his appeal to the Provincial Court (p. 565), nor is the character of the case revealed, although it was unquestionably a civil suit. It is to be noted, however, that on this same day Governor Calvert had granted a pardon to Richardson, who shortly before had been found guilty of killing his wife by misadventure (pp. 599-600).

On December 13, 1669, the Provincial Court issued the following order regulating appeals from the county courts: "Ordered That all appeales from the County Courts to this Court shall Stand for Habeas Corpus's and that the plaintiff declare anew here and the defendant to putt his answer and the same cause be heard the same Court". (p. 486).

CRIMINAL CASES

The Provincial Court had exclusive jurisdiction in all criminal actions in which the penalty by law involved loss of life or member. The county courts ordinarily tried criminal cases of a less serious nature and could even order culprits flogged, but this record shows that the Provincial Court occasionally assumed jurisdiction over these less serious cases, especially when these had occurred in St Mary's or Calvert counties. Thus we find on several occasions, as recorded here, it tried cases of bastardy, trivial assault, fighting and quarreling, malicious damage of property, and women charged with loose living, ordinarily heard in the county courts.

While the court procedure in criminal trials was in most respects the same as that followed now, there are certain differences of interest. As in Maryland to-day the accused was given the chance of "putting himself upon the country", which meant a trial by jury, or he might ask to be tried by the court. In most of the criminal cases tried during this period the accused asked for a jury trial. In the two trials for barratry and in some of the contempt proceedings, however, no defense was made, and the accused threw themselves upon the mercy of the court. At this period those charged with criminal offenses were not represented by counsel, and we find that they were frequently, perhaps always, called upon to testify in their own behalf. Prosecution was conducted by the Attorney General.

In this five year period the Provincial Court had before it those charged with murder, rape, hog-stealing and other forms of theft, barratry, misdemeanors, contemptuous speaking, and also occasionally such trivial offences as those referred to in the previous paragraph. It also heard charges of neglect of duty by such public officers as sheriffs, coroners, overseers of highways, and jurymen.

The court minutes under some of the clerks were kept in such a way that the detailed steps of the procedure in these criminal cases are clearly presented, while other clerks were more sketchy and gave a mere summary. Thus we usually find in the trial of felonies, as for instance in a murder case, the findings of the coroner's jury held in the county where the murder occurred, the record of the calling together in the Provincial Court by the sheriff of the grand jury, with the names of the foreman and other jurymen, the presentment of the accused by the Attorney-General to the grand jury, the formal indictment", the plea of guilty or not guilty by the accused in court, the choice by the accused of trial "by his country" (petit jury), or by the court, the selection of the petit jury with the foreman and other jurymen named, the names of the witnesses but with few details as to the character of their testimony, the verdict of the jury, and the judgment of the court, followed by the sentence if the accused was found guilty, or "cleared by proclamation" if not guilty.

It is to be noted that the number of grand jurors was not fixed, varying in this record from fourteen to twenty-two. The petit jury was almost invariably composed of twelve men, but in one case the jury is said to have numbered thirteen (p. 197). In one instance two men, accused of entirely different crimes, one of murder and another of rape, were tried consecutively before the same jury, which having heard the testimony in both cases, retired and returned with separate verdicts in each case. In the case of Joane Colledge, found guilty of infanticide and sentenced to be hanged, upon the petition of a number of persons then in court, the justices suspended her execution until the will of the Lord Proprietary was known. This case will be referred to in more detail later (p. xxxix).

In all, fourteen cases of murder, or suspected murder, came before the court during this five year period. In the majority of these cases, death was either found to have been due "to misadventure", or the accused was cleared on the evidence. There were four persons, however, who were found guilty and sentenced to death. Two of these, Carpenter and Morrice, escaped death by claiming benefit of clergy, one Joane Colledge, whose case has just been mentioned may later have been pardoned, and one, Pake, was hanged.

There were two instances, the cases of Thomas Corker (Cocher) and John Richardson, in which death was found by the jury to have been "by misadventure", followed by a pardon by the Governor, which was required to free them. Corker accidentally shot a man, and Richardson was unwittingly the cause of his wife's death. Both were tried by juries with all legal formalities. The verdict of "Manslaughter by misadventure" was rendered in the case of Corker, whose trial is very fully reported, and the accused was thereupon cleared by proclamation. In Richardson's case, however, his trial being sketchily reported, we are left in the dark as to just what happened at the trial after the jury brought in their verdict "that the said John Richardson is guilty of misadventure" (pp. 353-358, 599-600). That neither of these verdicts was in itself sufficient to clear Corker or Richardson of taint, or even to secure their release from imprisonment, is shown by the fact that the Governor, in the name of the Lord Proprietary, in each case later issued a pardon out of Chancery (*Arch. Md. LI;* 324-4, 348). In two of the remaining murder trials those presented were found by a jury on the evidence "not guilty", and in the remaining presentments for murder no indictments were found.

The four trials for murder in which the sentence of death was imposed have sufficient human interest to be described in some detail. The case of Francis Carpenter, a planter of Broad Creek, Talbot County, who murdered his servant boy Samuel Youngman, was particularly revolting, and is an example of the cruelty so often shown by masters to indentured servants at that time. One only regrets that the murderer was able to save his neck by claiming benefit of clergy. The case had first come up in the Talbot County court on March 31st, 1665/6, the accused being called Mr. Francis Carpenter in the depositions of witnesses and in the findings of the coroner's jury before the case was "sent downe to the next Provincāll". The verdict of the coroner's jury, signed by Thomas Goddard, chirurgeon, describing the brain injury, shows considerable anatomical knowledge of the brain membranes (*Arch. Md. LIV;* 390, 391). In the Provincial Court, April 6th, 1666, Carpenter was presented and indicted; he pleaded not guilty, and asked a trial "by his country", but did not exercise his right to challenge any of those called by the sheriff as jurymen. The testimony showed that he had beaten the boy over the head with a stick on two separate occasions. At the first beating, he inflicted a scalp wound two fingers' breadth wide and one finger's breadth deep which later became foul and suppurating. Three weeks later he again struck the boy a blow on the head, this time over the right ear, which resulted in his death a few hours later from a fracture of the skull. Following this second and fatal beating, the dying victim was left out for several hours on a cold February night, until his death occurred, in a "thatch^{t} cabbin where [he] lay uppon the Ground wth out any Clothes to Cover [him] being a very Cold and bleake place". The jury, by Thomas Hynson, the foreman, who was a neighbor of Carpenter, returned the verdict "Wee finde Manslaughter". Asked by the court what he had to say for himself, why according to law "you should not have Judgm^{t} to suffer death" . . . . "The Prisoner then Claim'd benefitt of Clergy Which to him then was allow'd The Ordinary then shewing him the booke The Clarke askt him Legit ut Clericus vel non Answere, legit Whereupon Ordered the Prisoner be burnt in the hand acording to law, which was in open Court forthwth done and performed, by the Under Sheriffe of S$^{t.}$ Marys County". At the February court following, as was customary in criminal cases, it was ordered that Carpenter pay the sheriff, Thomas Vaughan, imprisonment costs at the rate of thirty pounds of tobacco a day, and all other charges, these fees to be determined by the Talbot County court (pp. 59-65, 153). That court later fixed the total costs assessed against Carpenter at 2998 pounds of tobacco (*Arch. Md. LIV,* 410).

Murder committed by an inn-keeper while drunk, and who was unable to claim benefit of clergy, ended in a somewhat bizarre hanging in front of his own inn. Walter Pake, a landowner and inn-keeper at St. Lawrence in Bretton's Bay, St. Mary's County, killed the notorious William Price at the inn with his sword. Pake, brought before the December, 1668, court, and indicted for murder, pleaded not guilty and asked trial "by God and his Country", and a jury with Mr. Christopher Rousby as foreman was chosen. Incidentally, two men summoned as grand or petit jurors were fined—one a Quaker who refused to take the oath, and the other because he did not answer the sheriff's summons. The accused, told that he might challenge any of those called as jurymen before they were sworn, did not exercise this right. The charges in the indictment, which were supported by witnesses, showed that the inn-keeper, with a sword valued at five shillings, did "Peirce through to his right Side under the shouldier and by the same thrust a Certaine mortall wound of the length of seven inches and the bredth of one inch to the said william Price did give of which mortall wound the said william Price immediately did dye", and that he then "one other mortall wound in the throate of the depth of three inches and breadth of one inch to the said william Price did give soe that the said william Price of the last wound had dyed if he had not dyed of the former wound". The jury brought in this rather verbose verdict "That Walter Pake is Guilty of the death of Will^{m} Price by wounding him in severall places of the body whereof hee dyed—That Walter Pake was drunk and did not know what he did att the time of Committing the fact aforesaid—Therefore if the Court are of Judgm^{t} that it was murder, Then the Jury doe finde it murder, But if not then the Jury doe finde it manslaughter" . . . "The whole Bench then gave their Judgm^{t} that the said walter Pake now Prisoner att the Barr is Guilty of Murder". That the murderer was drunk when he committed the crime does not seem to have much influenced the jury, and the Court, not at all. Asked whether he had anything to say after the judge passed sentence, he desired that he might suffer death before his own house where he had committed the murder. The Court granted this request and ordered his execution at the hands of Pope Alvey, then apparently the "general hangman". Civil suits against Pake, one involving a horse trade and another a suit for debt, were filed at this same session at which he was being tried for murder, and were quashed, the court refusing to admit them until the criminal charges against him had been answered. It also appears that Pake's lands were forfeited to the Lord Proprietary and soon afterwards sold, as a confession of judgment entered at the April, 1670, court shows that a certain Thomas Cosden, innkeeper, in February 1668/9, less than two months after Pake's execution, leased at New Town from Governor Charles Calvert the former plantation of Pake on Bretton's Bay (pp. 352, 354-6, 363-4, 380, 546).

There are a few interesting sidelights in connection with Pake, the murderer, Price, the victim, and Alvey, the hangman. Pake seems to have been living in 1666 at New Town on Bretton's Bay where his inn was doubtless located. His extraordinary choice of the place for his execution, in front of the house where he committed the crime, may have been the result of remorse. William Price, the murdered man, a former indentured servant, who had married his mistress Hannah Lee, was a most unsavory fellow who had spent much of his time in Maryland prisons and had been forbidden by the Court to interfere in his wife's affairs. His death must have been a relief to the community. Pake had acted as attorney for Price in the St. Mary's County Court in 1666 (p. 78). Much about him will be found in the records of the Charles County Court (*Arch. Md. LIII;* xliv) and in the earlier records of the Provincial Court (*ibid., XLIX, LI*). Pope Alvey, designated by the Court to hang Pake, had himself a few years before been sentenced to death for murder, and had only escaped execution by claiming benefit of clergy. When tried again soon afterwards and once more been sentenced to hang for repeated convictions as a hogstealer, he was pardoned, and then seems to have been become "general hangman", an office sometimes conferred upon a felon, who after sentence of death was imposed, had been pardoned (*Arch. Md. LI;* 214). This appears to have been the first hanging at which he was called upon to exercise the duties of his office.

At the June, 1666, Provincial Court, Thomas Morrice of Herring Creek of Anne Arundel County was tried for the murder of Francis Cheater, a laborer, whom he had killed at the plantation of Mr. Samuel Chew of Herring Creek. He pleaded not guilty and asked for a jury trial. The jury, of which Thomas Hynson was foreman, found him "guilty of Manslaughter". He thereupon "prayed his Clergy, Which the Co^{rt} allowed was burnt in the hand, and bound to appeare at the next Provin^{all} Co^{rt} in the meane time to be of his good behaviour". The evidence showed that Morrice had struck Cheater twenty blows with a cudgel valued at twopence and had also kicked him upon his privy members from which he had died ten days later (pp. 110-111).

A woman charged with infanticide either came perilously near being hanged, or for all we know may actually have been executed. Joane Colledge of Mattapany-Sewell, Calvert County, spinster, was brought before the December, 1669, Provincial Court. Here she was indicted and tried for assaulting and killing a girl infant to which she had just given birth. She pleaded not guilty and "putt herself upon the Country". John Morecroft, the attorney-general, acted as prosecutor. After six witnesses were heard "and the said Joane Colledge being required to make her defense thereunto being heard likewise", the jury, of which Thomas Cosden was foreman, brought in a verdict of "guilty of murder". The court, after suspending sentence for a day "until further advised concerning the premises before judgment be passed", sentenced her to be hanged. Three of the women who had testified as witnesses, together with four other women, "and sundry other persons exhibited to the Court on the behalfe of the said Joane Colledge a Petition for the suspending of the execution of the said Joane Colledge untill such tyme as his Lōpp the Lord Proprietary's further Will and pleasure whould be knoene touching the granting of her pardon. Whereupon the Court Ordered that the Prisoner Joane Colledge should be repreived till the eighteenth day of October next". Governor Charles Calvert was on a visit to England at this time and the court doubtless was awaiting his return (pp. 598-599). As no further reference to Joane appears in the following years, we are left in some uncertainty as to whether she was pardoned by the Governor on his return, or was hanged at the expiration of her reprieve, October 18, 1671. Her name does not appear in the records of the Court of Chancery among those pardoned by the Governor.

Another case of infanticide has features of human interest. Jane Crisp (Crips), a Talbot County spinster, was tried before a jury at the October, 1666, session, charged with having exposed to the cold and thus killed an infant to which she had just given birth. Tried before a jury, she was found not guilty (pp. 123-4), but, as was usual, was ordered to pay to the sheriff of Talbot County his charges at the rate of thirty pounds of tobacco a day and other charges (p. 153). Her case had previously come before the Talbot County court at the June, 1666, session and had been referred to the Provincial Court. A witness declared that Jane Crisp "was delivered of A Child withoutt doores in the plantation and shee would nott bee knowne that shee had A Child, butt deponant went and fetched A Midwife, and Two women more, for to Examine her, and then shee Confessed that shee had A Child and the Hoggs had Eaten it" (*Arch. Md. LIV;* 395). Why she was acquitted is not clear. Possibly it was a still-born child.

The trial for infanticide of Mary Marler of Port Tobacco, Charles County, spinster, a maid of Mrs. Hannah Price, which took place at the April, 1666, court, furnished some dramatic features. She had given birth to twins, a boy and a girl, and was indicted and tried before a jury charged with having killed the boy twin by having the rather notorious Hannah Price, now indicted as an accessory, expose him to the cold. Several witnesses and the two accused testified. The jury brought in the following verdict "Though wee cannot by evidence finde Mary Marler guilty of the murder abovesaid according to the words of the Indictment yet by her flight wee finde the law makes her Guilty and ought to be indicted and prosecuted, Wee allsoe finde Hannah Price by her Concealm^t^ of the murder of the Childe so many dayes to be accessary to the said murder". When the sheriff went to bring the prisoner into court to be sentenced, he found that Mary "Had broke prison and fled for it, Whereupon Proclamac̄on made three times that if she came not in, to be Outlawed"—and if she did not appear at the three successive courts she was "to be for ever Outlawed" (pp. 74, 75, 99: *Arch. Md. LIII;* 617). Nothing further appears in the record about Mary Marler, whose prosecution may have been dropped, or who may have made a successful escape. The record does show, however, that at the October, 1666, court, Hannah Price was cleared by proclamation (pp. 119, 125). Earlier records of the Provincial Court show how very often, the unfortunate Hannah and her worthless husband had been previously in the toils of the law (*Arch. Md. XLI, XLIX*).

Two men charged with rape, although this word is not actually used anywhere in this record, came before the court. In both instances the accused were acquitted. William Key of Selby's Cliff, Calvert County, was charged with assault by force and arms and of ravishing against her will Ann, the wife of Frances Billingsley of the same place. The assault was said to have taken place in her husband's chamber, and the indictment declared that it was an offence contrary to the statute passed in the 13th year of the reign of Edward I. It is of interest to know that the statute of Westminster II, 13 Edward I (1285), made rape a felony with the benefit of clergy, while the statute passed in 1575 in the reign of Elizabeth, which one would suppose had supplanted the earlier act, took away the benefit of clergy. Key, who could probably read, was presented under the earlier and milder statute. The trial was conducted in a peculiar way, in that Key, indicted for rape, and a certain Thomas Corker, indicted for murder, had their cases, according to the record, heard consecutively by the same jury, which then retired and brought in at the same time verdicts in both cases. Key leaded not guilty and asked a jury trial. The jury of "life and death" of which Joseph Horsley was foreman, after hearing the evidence of the alleged victim and of another woman and two men, brought in a verdict of not guilty, and the jury "being askt if he did not fly for it answered not to our knowledge"—a question asked to show whether the accused had attempted escape, because, whether found guilty or not, attempted flight by an accused person carried with it forfeiture of goods and chattels. The accused does not seem to have been called to testify in his own behalf. Key was then cleared by a proclamation. As the record does not disclose the evidence we are left to suspect that perhaps the jury may have felt, that whatever had occurred was perhaps not entirely "against the will" of Mrs. Billingsley (pp. 353, 354, 356, 357).

Upon the complaint of Adam Head, one of the justices of the St. Mary's County Court, Silvanus Gilping was brought before the Provincial Court at the December, 1669, session for an attempted rape upon Rebecca Frizell. After hearing the evidence of the alleged victim and of another woman witness, the charge was dismissed by the court, but two days later the grand jury indicted Gilping for attempted rape "on the naked body of Rebecca Frizell". When brought up for trial at the February, 1669/70, court, and neither Head nor any other witness "appeareing to prosecute the said presentment, it is Ordered that he be quitt of the same presentment, and that Adam Head be com̃itted to the custody of the Sheriffe of S^t^ Maries County untill he give security for his good abeareance" until the October court. Head gave security for ten pounds sterling (pp. 604-5, 610, 615). It looks as if the charge may have been a frame-up on the part of Head against Silvanus and Rebecca.

Hog and cattle stealing, a very serious crime under the Maryland law, especially after it was strengthened by the act of 1666, was punishable for the third offence by death without benefit of clergy. For the first offence in addition to a heavy fine the culprit was to spend four hours in the pillory before the Provincial Court and to have both ears clipped; for the second offence he was to be branded on his forehead with the letter H; and for the third offence to suffer death. This subject is discussed more fully in the introduction to a previous volume of the *Archives* (*Arch. Md. LII;* xxxi). In all nine cases of this kind came before the court in this five year period, but in only one instance was the accused found guilty, and as in this case, the indictment was deficient in not giving the value of the stolen sheep, which was later declared to be only twelvepence, the accused Patrick Hinderson, was cleared by proclamation (pp. 169, 170, 1989). Daniel Stringer, a planter indicted for hogstealing, was arraigned and pleaded guilty, "whereupon the Act of Assembly being read wherein it is said that none but those whome shall be legally Convicted &; whereupon he confessing the fact, was not thereof by a Jury Convicted, therefore Clear'd by Proclamac̃on" (168, 170). This is a good example of the escape of a criminal through a legal technicality.

Peter Bawcomb (Vawcomb) of Choptank, Talbot County, and two of his servants were indicted and tried on two charges before a jury at the December, 1669, court, in both instances charged with stealing the live stock of neighbors. The first case was dismissed because the value of the bull killed, fixed in the indictment at the nominal valuation of sixpence, was less than fifty shillings, the minimum amount as fixed for prosecution under the law, and all three were freed on this count. In the second case, the servants appeared as principal and the master as accessory in the indictment. One of the servants pleaded guilty, the master and the other servant not guilty. The jury found the two latter not guilty, the court thereupon also freed the servant that had pleaded guilty, probably because it felt all three really equally guilty, and it seemed unfair to penalize the one who had confessed his crime. Bawcomb, the master, was, however, bound over for twelve months for his good abearance. The sheriff's imprisonment charges and costs for the three, based on a rate of a twenty pounds of tobacco a day, amounted to a total of 10,200 pounds, a rather large sum of money for that period (pp. 601, 603, 604).

Two Maryland planters living at the Cliffs, Calvert County, were brought before the Provincial Court in 1670 upon charges of barratry, a legal term applied only to troublemakers who were repeated offenders, and an offense almost unheard of on the Maryland dockets. The words of the presentment, identical in both cases, charge the barrators with so many offenses that one feels certain that neither of them could have been guilty of all the unpleasant things with which they were charged in the old legal form, which perhaps the new Attorney-General John Morecroft dug up to impress the court and the public. Be this as it may, the presentment in each case charged that the accused "was and yet is a Comon Barretor, a dayly and publique disturber of the peace of the said Lord Proprietary a comon and turbulent Calumniator, a Reproacher, a fighter, a sower of striffes and discords amongst his neighbors so that he hath moved procured and stirred up divers striffes brawlings and fightings then and there and at other places elsewhere amongst the good people of the said Lord Proprietary to the great disturbance of the said Lord proprietaryes Peace contrary to his rule and dignity" (p. 605).

The two men charged with barratry were Captain Thomas Manning and Henry Mitchell, both of Calvert County, who were each brought before the court at its December, 1669, session although there was no connection between their offenses. Captain Thomas Manning, gentleman, and a member of the Calvert County court, was presented for an offense no details of which are disclosed, which apparently culminated on August 20, 1669 (p. 607). Although the presentment does not state why Manning found himself charged with barratry, an examination of the court record discloses a civil suit which throws light upon his character. This suit filed at the February, 1667/8, court by Richard Collett, High Sheriff of Calvert County, against Thomas Manning, while giving no details of the assault, shows that Manning was a man of violence. It is here alleged that while "officiating his office . . . . he was struckt and beaten . . . . whereupon by Warr^{t}" from the Governor, Manning was arrested and bound over. When the case was called, Collett was "very sick and weak and not able to appear this court" (p. 244). He died soon afterwards, sometime between January 8 and April 28, 1668, very possibly as a result of his injuries. At the June, 1668, session, Manning entered his personal appearance at the court in connection with "the complaint formerly made against him by Richard Collett deceased" (p. 312). There seems to have been no formal prosecution. He was doubtless guilty of some other outbreak of violence when he was indicted for barratry two years later. When brought before the court at the December, 1669, session Manning seems to have offered no defense and "humbly submitted himself to the judgment of the Court", and gave security in the sum of £50 for his good abearance during life (p. 607).

Henry Mitchell who was also charged with barratry, had an unsavory reputation. He figured unpleasantly in an assault and cruel whipping which he had administered to James Collum four years before which will be found described in detail in the record of the case (pp. 152, 156, 172). He had also more recently been suspected of hogstealing and had been before the court on this charge (pp. 172, 197). When brought before the court at its December, 1669, session charged with barratry, he was presented for an offense, unspecified in the presentment, which seems to have culminated on October 20, 1669. He at first asked a jury trial, but then changed his mind, and declared that "he is not willing to plead with his Lōpp the Lord Proprietary humbly submitteth himselfe to the judgment of the Court here". He was thereupon ordered to give security for his good abearance during his life which he did in the amount of £50. It would appear that he again got into trouble and that this amount was declared forfeited, but the Court later increased the security to £200 sterling and the former forfeiture was remitted (pp. 605, 606).

Nine cases of assault of sufficient gravity to be brought before the Provincial, rather than before a county court, are to be found in this record. These were instituted as criminal cases in the name of the Lord Proprietary against the assailant, but were in several instances followed by civil suits by the injured party for personal damages. There were four instances of assaults upon public officials who had been assaulted in the performance of their public duties, three were upon sheriffs, and one upon a county justice. Several of these assault cases are of sufficient human interest to be reported in some detail.

At the June, 1667, court Thomas How and his wife Phillis were tried before a jury and found guilty of striking Richard Collett, High Sheriff of Calvert County, who had served a writ of attachment upon the Hows. The Court ordered that "each of them have forty stripes on the bare back"—an unusually large number. Phillis escaped whipping because she was pregnant, the record showing that "Upon the intercession of some persons, the said Howes wife being w^th^ Childe as to the Court informed therefore Ordered that the stripes be given the said Phillis bee remitted, yet notw^th^standing to be tyed on the Contrary side of the said tree during the time her husband Tho: How doth receive his said 40 stripes" (pp. 198, 199). As has just been told in a preceding paragraph another assault upon Richard Collett several months later, in this latter instance by Captain Thomas Manning, also made when the sheriff was "officiating his office", would appear to have been the cause of the latter's death and to have resulted in the presentment of Manning for barratry (pp. xxxii, 607).

No less a personage that Dr. Richard Tilghman of The Hermitage, Talbot County, High Sheriff, was the victim of ignominious treatment at the hands of an irate planter and his wife. Apparently it was when Tilghman sought to serve a writ upon Simon Carpenter and his wife Elizabeth of Chester River, that he received a severe beating at their hands. The details of the assault as related in the indictment show that the High Sheriff got decidedly the worse of the fracas. He was disarmed of his cutlass, valued in the indictment at ten shillings, which he "did weare and had by his side", and one of his assailants, doubtless, the wife Elizabeth," the haire of the said Richard Tilghman On the left side of his head growing did Cutt off to the deformeing of him the said Richard so that amongst the good people of this province he could not without disgrace and contempt converse". The charge in the indictment that his assailants "did beate wound and evil entreat him so that of his life he did despaire", and "other enormities to him did then and there do contrary to the peace of the Lord Proprietary his rule and dignity", are doubtless to be taken merely as the legal formulae usually found in the phraseology of indictments for assault, rather than as the real measure of the injuries suffered by the good sheriff. Certainly there must have been extenuating circumstances as a fine of only six shillings, eightpence was imposed by the court (p. 453). Whether or not Tilghman recovered personal damages the record does not disclose.

There is also an instance to be found of an assault upon a justice of one of the county courts. Hubert Lambert Clump, an Anne Arundel County planter, was indicted by the grand jury at the June, 1668, court for an assault upon Thomas Besson, one of the justices of Anne Arundel County. The indictment reads that Clump "a certain nine pin did lift up with intent to strike" the justice and "did pull by the Arm with intent to draw him Over the fence to fight with him", and that Clump further "did resist John Taylor the Constable of the place . . . . in execution of his Office at that time endeavoring to keepe the Peace", who may have been trying to arrest him. At first Clump pleaded not guilty but later changed his plea to guilty, and in open court "Craved the Clemency of the Court", and asked "Captain Thomas Besson forgiveness", and gave security for his good abearance during the court's pleasure. No damages seem to have been awarded to Besson, but Clump was required to pay all the costs in case (pp. 309-310).

Great violence and sword-play marked the fight between Thomas Oakley of Charles County and George Thompson of the same county at the house of Edmund Lindsey on Oct. 5, 1668. The cause of the affair is not clear, but a civil suit for damages, filed after the criminal action had been heard and determined, gives us details of the fight. Thompson, the clerk of the Charles County Court, and described as "gentleman", had barred himself up in a room in Lindsey's house, and when Oakley tried to enter, Thompson declared if he came in he would kill him with drawn rapier. Oakley broke in the door and when the witnesses entered with a light they found him wounded and Thompson holding him in one hand and in the other his naked rapier with hilt downward (pp. 427-429). There seems to have been no actual trial on a criminal charge, although Thompson was brought before the court at its December, 1668, session and bound over to be on his good behaviour; and at the next court held in February, 1669, was cleared by proclamation (pp. 362, 381, 414). At the June, 1669, court Oakley by his attorney John Morecroft sued Thompson for 40,000 pounds of tobacco for beating, wounding, and evil handling him, "so that his life he did despair and other enormitees to him did doe to the great damage of him the said Thomas", following the usual formula in such damage suits. Thompson by his attorney William Bisse "puts himself upon the country", and the jury finding that Thompson had acted in self-defense assessed the costs of 740 pounds of tobacco against Oakley (p. 455). The details of the fracas are to be found in two depositions recorded when the suit for damages was heard (pp. 427, 429).

At the February, 1667, court Christopher Andrews, late of Patuxent in Calvert County, laborer, was presented for an assault upon John Edes, a servant of John Grammer of Patuxent. Although it was declared that Andrews had not only given Edes a good beating, but had removed from his feet by force a pair of shoes valued at three shillings, the grand jury failed to indict, endorsing on the presentment "Ignoramus". The chief interest of the record is that it shows that the assault took place at the schoolhouse of John Grammer upon the Island Creek in Patuxent River (pp. 151-152).

No less a personage than Justinian Gerard, gentleman, of Bramley, St. Mary's County, the son of Thomas Gerard, lord of St. Clement's Manor, was presented at the April, 1670, court for an assault upon one Thomas Casey of Bramley. Gerard "Submitts himselfe to the judgement of the Court, whereupon he was fined by the Court to his Lōpps to the summe three shillings and foure pence" (p. 617).

At the February, 1670, court John Wilson by his attorney John Morecroft sued Abraham Hughes, mariner, late of Patuxent in Calvert County, represented by Robert Carville, his attorney, for £200 sterling damages. No details of the assault are given. The jury determined the damages at £16 sterling, and costs at 1754 pounds of tobacco. The sheriff who was unable to find Hughes was ordered to bring him before the court at its next session (pp. 525, 526).

A number of cases of theft, or "suspicion of theft", were brought before the court during this period, but none of them are of especial interest. There is a suspicion in several of these cases that the charges were brought from malice. In two instances it was charged that tobacco paid for rent or fees due to the Proprietary and in the custody of sheriffs, had been tampered with or stolen. One of these cases will be referred to elsewhere (p. lxi). In no instance, even for hogstealing, was there a conviction for theft during this entire five-year period.

Daniel Jenifer, one of the attorneys of the Provincial Court, as well as its former clerk and now an inn-keeper of St. Mary's City, was himself presented at the February, 1669/70, Court for "having broke all and every the matters and things to him enjoyned as an Inholder", as defined in the Act of April, 1668, but the Court declared the presentment insufficient and that "he be quitt" of it (pp. 597, 615).

The indictment of John Craycraft and Thomas Boyce for a minor offense, "fighting and quarrelling last night" on December 17, 1669, at the time of a session of the Provincial Court, was doubtless looked upon as contempt of court. The presentment, however, was quashed (p. 614).

It is not clear why the Provincial Court assumed jurisdiction in the case thus described in the presentment: "Elizabeth Howard alias the Fire-ship at the house of John Nevil on the clifts in Calvert County for that the said Elizbeth Howard is by Comōn fame reputed to be a Comōn pocky Whore". Elizabeth was presented at the December, 1669, court, but when brought before the April, 1670, court no person appearing to prosecute her, she went quit of the presentment (pp. 597, 616-617). The description and nickname of the lady are both picturesque and vivid, but we shall doubtless never learn whether her reputed common fame was a just or unjust one.

The term "fire-ship" was one applied in the seventeenth century to a prostitute infected with venereal disease. Its use in this old court record appears to be its first recorded occurrence in the English language. The *Oxford English Dictionary* gives the earliest known use as in 1672 in William Wycherley's Restoration comedy *Love in a Wood* (Act II, scene 1). Sir Simon Addleplot, meeting, but not recognizing, My Lady Flippant, masked, at night, in revels in St. James' Park, exclaims: "Are you not a Fireship? a Punk, Madam?" This was three years after its employment in 1669 as a nickname for a prostitute in a Maryland court record. Slang, especially if pornographic, seems to have crossed the Atlantic rapidly in the seventeenth century.

OUTSTANDING CIVIL CASES.

Two law suits of especial interest are to be found recorded in this record. The Bateman case involved an attempt upon the part of the widow of a member of the Governor's Council, as executrix, to misappropriate funds held in trust by her husband as agent for a London merchant, in order to assure the payment to herself of a marriage settlement, and was brought to an end as the result of a direct appeal made to the Proprietary. In the case of Balley *vs.* Staplefort, joint owners of a vessel and merchandise, one of the partners removed from the house of the other during his absence the merchandise owned jointly by them, and later executed upon a bond of his partner which he fraudulently represented to be many times larger than it was. This resulted in two appeals.

The Bateman case, before the provincial courts for ten years, is one of no little interest not only because of the large amount involved, but because of the direct part played by the Lord Proprietary, Cecilius Calvert, in bringing it to a somewhat dramatic end. John Bateman, a citizen and haberdasher of London, had married there in 1649 Mary Perry, and entered into a marriage agreement with her mother, Margaret Perry of Westminster, London, that in consideration of his receiving with Mary a dowry of £500 he would obligate himself to leave her lands or personal property amounting to £1000, and gave a bond of £2000 as assurance that he would do so (*Arch. Md. XLIX;* 319-321). Bateman and his wife soon afterwards removed to Maryland, where he became prominent, serving on the Governor's Council and on the Provincial Court from 1660 to 1663. He died on his plantation, Resurrection Manor, Calvert County, late in the year 1663, apparently making provision in his will for his indebtedness under the marriage settlement. Mary, the widow and executrix, proceeded to settle his estate, which was a large one for Maryland in those days. At the October, 1664, court, John Gittings, attorney for Margaret Perry, mother of Mrs. Bateman, brought suit for £2000 against Bateman's estate upon Bateman's bond for this amount, on the ground that the estate was so encumbered with debts that it did not amount to the £1000 provided in the marriage settlement (*Arch. Md. XLIX,* 291-294). An inventory filed a short time later showed an estate valued at only 139,971 pounds of tobacco (about £870 sterling), in which Bateman's part of Resurrection Manor was valued at 65,000 pounds of tobacco (£431—5—0) (*Arch. Md. XLIX,* 362, 367). The executrix, for whose benefit the suit by her mother on the bond had been instituted, promptly confessed judgment, and the court ordered a writ of execution to be issued against the estate for $2000, the amount of the bond (*Arch. Md. XLIX,* 291-294). Up to this point all seemed to be going well for the plaintiff and her daughter, as this put them in the position of preferred creditors against the estate. But a new contestant was now to enter the scene.

Henry Scarburgh (Scarborough) of London, merchant, and later of North Waltham, Norfolk, presented a petition to Cecilius, Lord Baltimore, which the latter referred to his Maryland court, in which it was alleged that John Bateman, who died leaving a considerable estate, was indebted to him for great sums of money, but that his widow and executrix, Mary Bateman, had had the estate undervalued in order to effect the forfeiture of the £2000 bond and thus defraud him and the other creditors of the estate. He prayed that the court order a new appraisal, and this was accordingly done on January 14, 1664/5, and three auditors were appointed to bring in a re-appraisal and a statement of the assets and liabilities of the estate (*Arch. Md. XLIX,* 352-354, 363). This account dated April 5, 1666, showed a very slight increase in the appraisal, with real and personal property now valued at 142,606 pounds of tobacco, and debts of 174,140 paid by the executrix, and indicated overpayments by Mary of 31,534 pounds of tobacco (pp. 45-54). As an inventory of the possessions of a well-to-do planter of the period it is in itself of considerable interest.

Ignoring Scarburgh's charges of fraud, the court on April 5, 1666, accepted the widow's account, and ordered that a *quietus est* be issued to prevent her further annoyance in the settlement of the estate (p. 54). This court order was followed the next day by a proclamation by Governor Charles Calvert that should anyone thereafter seek to bring suit against Mary in any court that the *quietus est* be a "sufficient plea in Barre" to such suit (p. 106).

This *quietus est* would seem to have put the widow in an impregnable position, but it was not so to be, for Scarburgh appealed directly to Cecilius Calvert, the Lord Proprietary, in England. On June 9th, 1668, lengthy instructions, legal opinions, and orders were received in Maryland from Cecilius Calvert, completely upsetting the actions of the Provincial Court. These were addressed to Governor Charles Calvert, Chancellor Philip Calvert, and the Council and Judges of the Provincial Court, and cover seven pages of this printed record. The instructions from Cecilius Calvert did not direct a rehearing in the Provincial Court, or an appeal to the Upper House, or an appeal to the Privy Council in England, but were in the form of a direct judicial order from the Lord Proprietary.

Scarburgh had submitted a petition to Cecilius, praying redress, together with copies of all the proceedings in the Maryland courts relating to the Bateman estate. These had then been referred by the Proprietary for a legal opinion to "Richard Langhorne of the Inner Temple London Esq. his Lopps Councell learned in the Law". The petition, Langhorne's opinion, and the Proprietary's order in the case, are also all entered in this record (pp. 335-342).

From these it is learned that Scarborough had employed Bateman as his factor, or agent, in Maryland to engage in speculations in land and in trade, and had given him £1000 for this purpose; that lands had been purchased there by Bateman with this money, either in their joint names or in Bateman's name alone; and that the widow "was privy to these transactions and trusts", but after her husband's death, pretending these lands and monies were his, and that they had been devised by his will to her, she "by fraud and covin confessed a judgment" against herself as executrix for £2000 on her husband's bond, pretended to be due to her mother Margaret Perry in trust for her, and had thus indirectly appropriated to herself trust funds received by Bateman from Scarburgh, long after the pretended debt was due; and finally had taken out a *quietus est* barring all persons from suing her. It was also shown that soon after this was issued the widow died, and that administration with the will annexed upon her estate had been committed to John Boague during the infancy of her daughter Mary. Scarburgh prayed the Proprietary for just relief, which if not granted would certainly discourage other merchants from trading in Maryland.

Richard Langhorne of the Inner Temple, counsel for the Proprietary, in an exhaustive opinion dated February 20, 1667/8, found for Scarburgh on every point as to the misuse of the trust funds, giving the legal reasons in each instance for so doing. He declared that the proceedings in the Provincial Court were entirely erroneous, and had permitted the executrix to give preference to debts due to herself, and that the *quietus est* was used in a way unheard of in England. He pointed out that although the judgment of the court was in error, there was no way by which it could be directly set aside, as no one legally affected by it could bring an appeal by writ of error. The remedy he proposed was that Scarburgh prefer a bill in equity against the administratrix of the Bateman estate, and have all the accounts between Bateman and himself considered in equity, and upon proving these accounts, have the judgment against him in the Provincial Court set aside, and the *quietus est* cancelled, this to be followed by a decree in chancery conveying to him the monies due him and the lands Bateman held in trust for him.

But the Proprietary promptly pursued an even more direct course, for he issued his orders from England under the lesser seal, dated February 2, 1667/8, which reached Maryland on June 9, 1668, directed to his Governor, Chancellor, Council, and Judges of the Provincial Court, "recommending", but really ordering, the "petitioner (Scarburgh) and the equity of his said case under you that he receive releife therein according to the Rules of equity and good Conscience". He further ordered that the court issue a writ of *supersedeas* for the extinguishment of the *quietus est* which had been previously issued. What seems at first sight a rather high-handed procedure on the part of the Proprietary towards his Maryland court, was doubtless done by him in his capacity of, what might be called, super-judge in equity—powers which under ordinary circumstances were executed by the Governor resident in the Province as "chief judge in equity", or by his Chancellor Philip Calvert in the absence of the Governor. It should be recalled that the powers which the king had conferred upon the Lord Proprietary in the Maryland charter were extraordinarily broad and were those of a medieval bishop of Durham in his palatinate. As equity in England was defined as the King's conscience, in Maryland equity represented the Lord Proprietary's conscience.

Although the case was entered on the docket of the Court of Chancery in 1671, it does not seem to have ever come to actual trial in this court. Here John Morecroft with Richard Langhorne are entered as representing Scarburgh as attorneys, although of course the latter did not appear in person in the Maryland court (*Arch. Md. LI,* 99). It appears on the Chancery docket as the case of Henry Scarburgh against Richard Perry and Mary Bateman, the latter the daughter and heir of John and Mary Bateman, deceased. After numerous postponements over a period of three years it was obviously settled out of court, for a deed dated November 8, 1674, was recorded in the Court of Chancery in 1675, which unquestionably marks its final settlement. This deed from Mary Bateman, spinster now of London, and Henry Scarburgh of North Waltham, England, conveyed to Richard Perry of Patuxent, Maryland, merchant, Resurrection Manor in Maryland, together with the servants, negroes, merchandise, stock, household goods, and other personal property upon it. The consideration named was £100 paid by Perry to Mary Bateman, and £412 paid by him to Scarburgh. Whether Scarburgh was paid anything more in satisfaction of his claims against the estate of John Bateman, the record does not disclose. Thus seems to end the long drawn-out Bateman case (*Arch. Md. LI,* 446-450, *passim*).

Another dispute which dragged its weary way for some ten years through the courts, first in the Provincial Court, then in the Court of Chancery, and which finally was heard on appeal in the Upper House of the Assembly, was one marked by suits and counter-suits between John Balley and Raymond Staplefort. The original case as summarized in the preceding volume of Provincial Court records first came before that court in 1664. These two men were joint owners of a vessel, the barque *Providence* of Patuxent. While Balley was out of the Province, Staplefort removed from his partner's room a large quantity of merchandise, to a part of which Balley claimed full ownership, and a half interest in the remainder as owned jointly with Staplefort. When the case was first tried before a jury, Staplefort was cleared (*Arch. Md. XLIX,* xxiii). Later at the April, 1666, session of the court, another suit was instituted by Balley against Staplefort to recover his share of the value of the goods imported by them in the Providence, which goods Staplefort was declared to have fraudulently borne away when he broke into Balley's chamber and opened three great packs owned jointly by them. Balley also sued to recover his share of the plantation, owned jointly with Staplefort, and the cattle upon it, and also for his share of the barque *Providence.* The court appointed auditors to bring in a detailed account, and after a lengthy hearing, judgment was given in favor of Balley for 6000 pounds of tobacco and costs. This suit is an interesting one because it gives a picture of the business methods of provincial merchants trading in their own ships (pp. 36-40). But the difficulties between Balley and Staplefort did not end here. The dispute later found its way into the Court of Chancery, and was submitted by the agreement of both parties to arbitraton, but while awaiting the decision of the arbitrators Staplefort dug up an old bond for £100 which Balley had given him, and misrepresenting to the Governor that the amount of the bond was £2000, surreptitiously got out a *scire facias* against Balley for £2000, and had execution issued for this amount. On May 26, 1674, the case reached the Upper House on appeal, where Balley won on all points. This curious and long drawn-out case is well summarized in the proceedings of the Upper House of the Assembly (*Arch. Md. II,* 365-368, 379-380).

LAND

Deeds and mortgages, as well as other land papers, are found recorded in considerable numbers in the records of the Provincial Court. A purchaser had the choice of recording such papers either in the Provincial Court at St. Mary's or in the court of the county where the property was located. Where grantor and grantee both lived in the same county recording in a county court was usually employed, but where the grantee alone lived near the capital, or where the transaction was a large one, the Provincial Court was usually made use of. Down to the year 1679 the court minutes and deeds are to be found recorded together in the same libers, but after this year separate record books were kept for court proceedings and land deeds.

Until the year 1663 there was no legal requirement that transfers of ownership of land be recorded, although this was quite often done, and change of ownership was usually effected by an assignment noted upon the back of the original patent, which passed from hand to hand. In 1663 an act was passed requiring recording, and this seems to have been generally observed, although the act was for some reason dissented to by the Lord Proprietary in 1668 and then became null and void (*Arch. Md. I;* 487-488). This was followed by a period of eight years until 1676 when such a law was finally revived, passed, and approved (*Arch. Md. II;* 544). In this eight year interval, although recording was not obligatory, papers relating to land transfers were, however, generally recorded.

In this volume we find recorded assignments of patents, lengthy deeds filled with legal verbosity, bills of sale for land much shorter than the preceding deeds, quit claim deeds, leases, mortgages, powers of attorney to convey land, and orders for resurveys. More than a hundred and thirty pages of this entire record thus relate to transfers of land. Much of great local interest is often to be found in these land records, and the transfer of ownership of several noted manors and other plantations is revealed.

The general supposition that much of the attention of the Maryland courts in the seventeenth century was taken up with land cases is not correct. Suits for debt outnumbered suits involving land by more than twenty to one. To avoid payment to the Proprietary as long as possible of fees and quit rents payable after a patent was issued, an increasingly large number of prospective patentees of land, whose rights to land had been entered and surveys made, delayed the actual taking out of their patents to escape these charges. To prevent this loss of revenue the Proprietary had at various times issued proclamations ordering that those who failed to take out patents do so at once. At the October, 1666, session, and again two years later, sheriffs were ordered to make returns as to the issuance of these proclamations (pp. 120, 304-305).

At the June, 1667, court, Ann, the widow of John Marcomb of Somerset County, presented a petition to the court to the effect that prior to her husband's death there had been issued to him a certificate of survey for four hundred acres of land, under the name of Marcomb's Lott, but as he had died before the patent had been issued, the land had escheated to the Proprietary; and as her husband's debts were so large "his Estate will not Extend to th^{e} satisfac̄con of his ingagem^{ts} whereby your petic̄oner is left a very poore wid̄d̄", she implored the court to issue a patent to her, and concluded her plea with two lines of verse:

Prosperity & peace may alwais him attend
That to th^{e} widdow prove himselfe a freind

Her prayer was favorably answered (p. 207).

The court showed great leniency to an offender in the case of a patent which had been "surreptitiously" obtained for 200 acres of land on St. Leonard's Creek, St. Mary's County. At the June, 1669, court it was revealed that Edward Good of Calvert County included this tract, which really belonged to another, in a patent for a larger tract that he had recently taken out. When John Hollis proved to the court that he had previously been given a patent for part of this same land, the court ordered that Hollis should continue to hold the land within the lines as given him in his original patent, but that Good might have what land, if any, lay within the bounds of his patent, outside the limits of the Hollis lands (p. 452).

Six years after the death of John Hatton, a bachelor of Anne Arundel County, alledged to have died without heirs, Henry Stockett of Anne Arundel County petitioned the court at its December, 1668, session that certain lands owned by Hatton be declared escheated to the Proprietary and that a patent for them be issued to him. These lands, all of which lay in what was then Baltimore County, were Hermar's Mount, 350 acres, Sprye's Hill, 600 acres, both on the Sassafras River, and a tract of 400 acres on Rumley Creek. The sheriffs of Baltimore and Anne Arundel counties were ordered by the court to enquire whether there were any relations of the deceased, and if he had no relations, to enquire why the old patents should not be vacated (pp. 392-394). Thomas Stockett, the sheriff of Anne Arundel County and a brother of the petitioner, reported at the February, 1668/9, session that he could find no person to appear for Hatton, but the court did not deem this return sufficient, and ordered a fuller enquiry (p. 423). At the June, 1669, session the sheriffs of both Baltimore and Anne Arundel counties made reports that no heirs could be found (p. 458). A deed, recorded sometime later in the Baltimore County Court records, showed, however, that Hatton had brothers living in England who claimed and obtained legal possession of those lands and afterwards disposed of them.

In the preceding volume of the records of the Provincial Court (*Arch. Md. XLIV;* xxvi) will be found a summary of the long drawn out suit of Marmaduke Snow against his brother-in-law Thomas Gerard to collect an alleged debt of £1000 by execution upon Gerard's personal property and lands, including St. Clement's Manor where Gerard had his home. Snow won in the Provincial Court, but the Upper House on appeal reversed the order of the Provincial Court at the April-May, 1666, session, and ordered Snow to yield possession of the manor of St. Clement's to Gerard (*Arch. Md. XLIX,* xxvi). Gerard was represented by Thomas Notley and John Morecroft. Almost immediately after the Upper House decided in favor of Gerard, Snow on May 12, 1666, gave Gerard a general release for all claims against him. In this release Gerard is described as "Thomas Gerrard of Machoitick in the County of Westmerland in Vergenia Esq by the name of Thomas Gerrard of the Isle of St. Clements wth the Province of Maryland" (pp. 87-90). This indicates that when dispossessed Gerard had gone to Virginia to live. On the same day that the release was given a writ was issued repossessing Gerard (p. 108). On February 14, 1666/7, Gerard seems to have been living at Mattapany, St. Mary's County (p. 157). Gerard had leased to his son-in-law, Robert Slye on January 26, 1654/5, a tract of 1000 acres called Bushwood, part of St. Clement's Manor, the rent to be two barrels of Indian Corn (or 20 shillings), the lessee "alsoe to doe all th^{e} dutyes & services of a Freeholder according to the Custome or law of this Province", and on January 24, 1662/3, actual possession was given by Gerard to Slye "by livery of seizin by Turfe and Twigg" (pp. 220-222). Again on March 22, 1666/7, Gerard, still described as of both Virginia and Maryland in deeds to Slye, leased 500 acres of St. Clement's Manor called Rich Neck, subject to an annual rent of one barrel of Indian corn (or 10 shillings) (pp. 222-226). In December, 1670, a certain Cornelius Cornell was indicted for breaking into and stealing nails from the "mansion house" of Thomas Gerard, of Westwood, St. Mary's County, indicating that Gerard was then living there (p. 621).

A number of manors and manorial lands changed ownership during this period. Thomas Gerard, the lord of St. Clement's Manor, St. Mary's County, one of the largest and most important manors in the Province, containing 6000 acres, and one of the few upon which was exercised the privilege of maintaining a manorial court, was in the process of being disposed of by its owner. Gerard, after a long political dispute with the lords Baltimore and prolonged litigation about St. Clement's Manor with his brother-in-law, Marmaduke Snow, gradually disposed of his Maryland land holdings and removed to Westmoreland County, Virginia (*Arch. Md. LIII*). One of the largest of these transfers was that of "Bushwood", 1000 acres of St. Clement's Manor, which he deeded, January 26, 1664/5, to Robert Slye after his marriage to his daughter, Susanna (pp. 220, 222).

The reader interested in the transfers of manorial lands will find a number of deeds and leases for them in this volume. It is of great interest that in nine of these deeds, possession is stated to have passed "by livery of seizen by turf and twig," witnesses usually stating in open court that they saw possession thus passed. John Nuthall also sold, July 21, 1669, two important manors in St. Mary's County, Cross Manor and Elizabeth Manor, to Walter Hall (p. 557). It is of interest to note that the house of the lord of the manor is spoken of either as the "manor house" (p. 557) or as the "mansion house" (pp. 284, 285). In one case, however, when a house that was burglarized is referred to as a "mansion" it is not clear whether "mansion" is here used in the legalistic sense, applied as the word was then to any burglarized dwelling, or in its more usual sense of a manor house or other dwelling of importance (p. 621). The significance of the transfer of two manors, St. Thomas and St. Inigoes, and other large and valuable land holdings, amounting in all to nearly 8000 acres, from three prominent southern Maryland Roman Catholic laymen to the Jesuit priest, Henry Warren, is discussed elsewhere in this introduction (pp. liv-lvi). These transfers were in great part doubtless only nominal changes of ownership of what were unquestionably Roman Catholic Church holdings, now made public after the restoration of Charles II, when it was felt that it was safe to do so.

The lease of the manor of Westwood in St. Mary's County by Thomas Gerard of St. Clement's Manor to Captain William Boarman, dated July 12, 1665, resulted in a law suit which found its way into the Provincial Court (pp. 32-36). This lease, filed in the record of the case, is interesting as showing the agricultural activities of a large plantation of that period, and the way in which the rents were paid. The lease was for a term of seven years. The tenant was to leave the buildings and land "in good and sufficient Tenantable Repair", to have the right to use the timber for specified purposes, and to plant as many apple and pear trees as were required to fill up the orchard, already partly planted, and to prune them. The rent was to be paid yearly in 5000 pounds of tobacco, and if the tenant was able to make 1100 gallons of cider, the rent was to include 100 gallons of this (pp. 32-36).

Another manor which was leased during this period was Duddington Manor, 1000 acres, together with Duddington Pastures, 300 acres, lying on the Anacostia River in Charles County. This was leased November 20, 1670, for the term of a thousand years by George Thompson, the clerk of Charles County, to Thomas Notley, who later became governor. There is nothing of special interest about this lease, except that it was upon these tracts that the city of Washington later was built (pp. 594,596).

A lease from Job Nutt, citizen and grocer of London, to William Groome of a plantation of 150 acres on the Patuxent [Nutt's Cliff] in Calvert County, is interesting as showing how absentee owners were careful to specify in great detail how their plantations were to be managed by tenants. Rented with its lands and buildings were five servants and the live stock already on it. The rent was to be paid in tobacco and corn. A detailed inventory of everything on the plantation was to be filed, and the tenant was to be supplied with cloth, stockings, shoes, and other necessary wearing apparel, valued at £40 sterling in London, for the maintenance of the five servants. Other conditions of this lengthy lease are too numerous to mention here (pp. 55-60).

Suits involving the title to Beaver Neck, a plantation of 100 acres on Kent Island, came to a conclusion at the December, 1668, session. These Beaver

Neck cases, which involved land that had been twice escheated to the Lord Proprietary for the rebellion of two different owners, throw light upon events of considerable interest to students of the first two decades of Maryland history. The record includes a deposition by Captain Robert Vaughan, one of the first settlers and conspicuous in many ways in matters pertaining to the Province and more especially to Kent County, who gave evidence at the February, 1667/8, court in which he described the forfeiture in 1638 of Beaver Neck after the death of its owner, Thomas Smyth, executed for his part in the Claiborne "rebellion" on Kent Island. Vaughan deposed that he went with a party of men headed by Governor Leonard Calvert "to reduce the island of Kent . . . . being then in actual rebellion the said Governo^{r} att that time Caused One Thomas Smyth to be put to death One of the Inhabitants of the said Island and that after he was executed the said Governo^{r} caused this deponant to make Seizure of his Estate for the use of the Lord Proprietary which was accordingly done but within a few dayes after the said Governo^{r} Comanded this Deponant to deliver the aforesaid Estate unto Jane Smyth the Relict of the said Thomas Smyth into her possession for the proper use of two young female children of the aforesaid Thomas Smyth". It would appear, however, that legal possession of Beaver Neck was not in this way restored to the Smyths, for a few years later it was in the possession of a certain John Gresham, who was later also guilty of rebellion and forfeited it for this reason. The date of this second forfeiture is not disclosed by the record, but it very possibly may have occurred at the time of the Ingle rebellion, 1645-1646, as it was afterwards patented by special grant in January, 1651, to Francis Brooke. The record shows that in 1667 it was in the possession of John Woollcott who acquired his title from John Salter by the assignment of the Brooke patent. At the February, 1667/8 court there was heard the suit of John Anderton and his wife Gertrude to eject John Woollcott then in possession of the plantation. This Gertrude, the wife of Anderton, was the child of Thomas Smyth who had been executed in 1638 for his part in the Claiborne rebellion, and was one of the two daughters to whom Leonard Calvert had ordered possession be restored. The point was raised whether, or not, it was within the power of Governor Leonard Calvert to "give away to the said Relict [Mrs. Thomas Smyth] any land or estates which is once forfeited to the Lord Pror^{r} . . . . wthout special Ord^{r} or warr^{t} from und^{r} the hand and Seale of the said Lord Proprietary" (pp. 246, 249, 381). The court declared that whether or not it was in the power of the Governor to give away the land to the Smyths, it would still stand forfeited from John Gresham, who had a good title, for his part in the rebellion, which latter forfeiture was the ground for passing the land to Francis Brooke, by "his said speciall warr^{t} as alsoe by his Grant in Confirmac̄on thereof under the Great Seale of this Province". At a subsequent session held in December, 1668, the court declared that John Woollcott was the lawful owner of Beaver Neck, again rejecting the contention of Anderton that the plantation had been legally restored in 1638 to the ownership of his wife and her mother by Governor Leonard Calvert (pp. 246, 249, 381).

Among the rather infrequent suits involving land to be found in this record was one between Thomas Hynson and Thomas Ringgold, two prominent planters of Kent County. Ringgold, for himself and Hynson, took up in 1669 1200 acres of land bordering on the Chesapeake Bay, which he patented in his own name, agreeing to divide the tract into two parts, and to convey half of it to Hynson. Afterwards a dispute arose between them about the dividing line, and suits and counter-suits were instituted in which two other litigants, Anthony Purs and Henry Parker, also were involved. With the details of these suits we need not here concern ourselves. Ringgold was represented by John Morecroft as his attorney, and Hynson by Daniel Jenifer. The court ordered that the bounds be laid out by a jury of twelve men of the neighborhood, these jurors to be selected from twenty-four men, nominated half and half by the parties to the suit, each litigant having the right to challenge as many as six of those nominated by the other side. After dragging through the court for about a year, at the April, 1667, session a verdict was given for Ringgold, and Hynson was ordered to pay 4800 pounds of tobacco for damages and costs (pp. 178, 180, 183). These cases involving this land dispute are reported in Harris and McHenry's *Maryland Reports* (ed. 1809, I, 9-11).

MILITARY AND INDIAN AFFAIRS

There are several references to military affairs and to Indians. Mention is made elsewhere in this introduction of four prominent planters, Joseph Harrison, James Lindsay, John Lewger, and Thomas Allanson, brought before the October, 1666, court to answer for their "contempt" against the power of the Lieutenant-General [Governor] as granted to Captain William Boarman, commander of the foot company (p. 128). They were bound over to answer at the next court when it was expected that the Governor, now absent in England, would be present. Nothing further, however, was heard of the matter, which was doubtless some violation of muster regulations, adjusted out of court. Two soldiers, Garrett Sennett and Ralph Wormley, who had been "much shott and wounded" at Piscataway, petitioned the court for relief at its October, 1666, session. Sennett declared that he had expended 1300 pounds of tobacco for his cure, and Wormley, a carpenter, that he had expended 1000 pounds and lost two months labor. Their claims, referred to the Charles County court for determination, were later fixed at 9200 and 3200 pounds of tobacco respectively (pp. 130, 148, 173). It is to be noted that Ralph Wormley, the Maryland soldier and carpenter, bore the same name as Ralph Wormley, the distinguished seventeenth century Virginian, who was President of the Council and Secretary of State of that colony.

A proclamation was issued by the Governor, December 7, 1667, postponing the meeting of the court, which was to have been held on December 10, until February 11 following, because of the illness of certain justices and "as alsoe the present expedition ag^{t} the Indian Enemy with other Publicq Affaires which cannot suffer Delay" (pp. 219, 220); and at the session which has held in the February following, in a suit between Dr. Richard Tilghman and Simon

Carpenter, both of Talbot County, the court at the request of both parties ordered a continuance, because "the present troubles in those parts wth the Indians will not admit of theire appearance this Court" (p. 241).

When Major Thomas Ingram complained at the June, 1668, court that William Leeds and others had refused to obey his warrant as a militia officer, and had uttered "severall seditious and mutinous words ags^{t} his lopps peace", they were placed in the sheriff's hands until they could find security and answer the charges against them, which do not, however, appear to have been pressed (p. 242).

At the June, 1668, session John Vickry (Vicaris) represented to the court that in the year 1665, when he was Sheriff of Kent, by virtue of a warrant from Colonel Stockett and Captain William Burgess, he had pressed powder, armor, shot, shoes, stockings, provisions, boats, and hands for military purposes, and that the burgesses of Kent had neglected to present these claims to the Governor and Council for payment, and as a result several persons from whom these supplies were pressed had entered a caveat against his bond as sheriff. He submitted an account amounting to 1324 pounds of tobacco, itemized in great detail, which was allowed, and ordered to be paid out of the next public levy. (pp. 255, 256).

The death of Anthony Taylor, who was killed by an Indian in Somerset County, which had been enquired into by a coroner's jury, was declared at the April, 1667, court to have been a "meer misfortune" (p. 167). This shows a tolerant attitude of mind towards the Indians at a time when there had been a recent uprising.

Christopher Rousby petitioned the court in 1669 to the effect that the last Assembly had agreed to reimburse him 2000 pounds of tobacco out of the Calvert County levy for forty yards of trading cloth which he had given to Mr. Henry Coursey for the Indians of the Eastern Shore, but that by a mistake in laying the levy this had been charged against Charles County. The court directed Mr. Thomas Notley, the public receiver, to rectify the error (p. 490). References to roanoke, the money of the Indians, are rather rare in the Maryland records at this time. For some reason undisclosed, William Smyth agreed to pay a debt to John Nuthall in 4400 pounds of tobacco and "three hundred & thirtey armes length of roanoke due by Bill" (p. 202).

There are few mentions of negroes or slaves. In a suit before the June, 1668, court, John Wright of Kent County charged Toby Wells with illegally executing upon three of his negroes, obviously slaves (pp. 316-317). It will also be recalled that when Margaret Preston married William Berry among other things which she reserved for her own use was her "little Negro Girle called sarah" born in her father's house, obviously a slave, and if the child died her husband was to give her another of the same value (p. 469).

MEDICAL.

The Provincial Court proceedings contain fewer items of medical interest than do the county court records, but some references are worth mentioning. John Morecroft, the leading member of the Maryland bar at this period was a physician as well as a lawyer. We find him practicing medicine in Virginia in 1664 before coming to Maryland (p. 26). In what seems to have been a spite suit and one which he lost, Morecroft, after losing an earlier suit for defamation against his former indentured servant, William Champ, who had called his late master a "Cheating old Knave", sued Champ for an accounting at the October, 1666, court. In this latter suit Champ declared that he had been "imployed [by Morecroft] in the Art & mystery of Physick, as his servant by Indenture". Champ, who died in the latter part of the year 1668, was then referred to as a "phytitian" of St. Mary's County (pp. 119, 120, 122, 126, 130). He had probably incurred the enmity of Morecroft by marrying Fortune, the widow of Bulmar Mitford, who had been a patient of Morecroft. Fortune, however, promptly consoled herself by marrying a very short time after Champ's death, a third husband Marmaduke Semmes (p. 358). Nearly four years later at the March, 1669/70, court Morecroft reported a remarkable agreement with an indentured servant, James Ricards. Ricards, an indentured servant of Thomas Dent, with two years and ten months to serve, agreed to an exchange of servants between Dent and Morecroft, the latter giving the former a manservant with five years to serve and Richards agreeing to an extension of his time to five years under his new master Morecroft, if the latter "doe and shall make a firme and absolute cure of the leg of the said James Ricards"—but if there is no cure Ricards was to serve only the two years and ten months (p. 492). The sequel is not revealed.

At the April, 1667, court, a sufferer from an "old ulcher in his legg", a boy named Joseph Edloe, asked the court that a guardian be appointed for him and was ordered by the court to live with Mr. Thomas Powell of Talbot County until he was twenty-one years of age, and that "Powell doe some speedy remedy for the Cureing" of the ulcer (p. 182). Powell was a prominent Quaker of Talbot. The result is not disclosed.

John Corbett, an indentured servant, at this same court complained that "he is in a languishing condičon of Body, and Cann have noe remedy from his Mast^{r} Joseph Tilly for the Cure of his distemper that hangs upon hime". The court ordered that Dr. John Stansby pay Tilly 250 pounds of tobacco for the unexpired term of Corbett's servitude and take him into cure, Corbett either to pay Stansby 2000 pounds of tobacco for the cure or serve him for two years after the expiration of the service due to Tilly (p. 182). At the December, 1668, court Dr. Stansby, by John Morecroft his attorney, sued Peter Sharpe, who was represented by Daniel Jenifer, for unlawfully keeping and detaining John Corbett contrary to the act of Assembly. Sharpe declared that Stansby had not taken Corbett "into cure" of his distemper as the court had ordered, and as he was in a "languishing condičon" and had applied to the defendant for help, he had entertained him out of charity and "did give entertainm^{t} to the s^{d} Corbett and applyed meanes to his Sore towards the perfecting of a Cure". The Court held that as not "any meanes Considerable" towards the cure had been applied, and Corbett had been forced to look out for other succour and relief, the judgment of the court was that as Sharpe had been ignorant of the order of the court, which was but a conditional one dependent upon the cure, and as he was no servant of Stansby, he therefore did not come under the act of the Assembly, and was adjudged to be free (pp. 182, 368-9). Sharpe was a prominent Quaker, the marriage certificate of whose daughter is elsewhere entered in these records (p. 502).

The name of Dr. Richard Tilghman of the Hermitage, Talbot County, who appears variously as "doctor of physick" or "chirurgeon", and was during part of this period High Sheriff of Talbot, occurs very frequently in the record especially is his official capacity. Tilghman's bill against the estate of Thomas Hynson, Senior, of Kent County for 4661 pounds of tobacco "for divers meanes and medicines administred to him and his family in his lifetyme" for which he sued Hynson's sons, Thomas and John, at the June, 1669, court, although a large fee for the time was not disputed, the administrators confessing judgment (pp. 458-459). Tilghman's numerous difficulties as sheriff and the charges brought against him are referred to in another section (pp. xxii, xxxiii-xxxiv).

There is an interesting reference in these pages to the great plague of London which raged in 1665. Humphrey Warren, a Maryland planter of Charles County, who was in London at that time, brought an action at the February, 1668-9, session of the Provincial Court to have set aside a deed and a bond for £1562 which Warren had given to William Barrett in London to secure the performance of certain agreements then entered into which Warren had since refused to carry out. The latter sought to evade the payment on the bond on the ground that Barrett "att the time of the making of said Obligacon in the City of London in the Kingdome of England in the time of the great pestilence or Visitacon in the said Citty did him the said Humphery Threaten to Cast into Prison and did likewise impose upon the said Humphery such and soe great threats of his life, and of maime of his members to be brought upon him, unless the said Humphery would make and Seale the aforesaid Obligacon att London aforesaid in the time of the pestilence aforesaid, That hee the said Humphery for feare of the imprisonm^{t} and those threats aforesaid, the aforesaid Obligacon to the said William did then and there make". Warren evidently felt, and with good reason, that at that time incarceration in a London prison was equivalent to a sentence of death. But the Provincial Court took a different view of the matter and found that as Warren was at liberty and without any constraint when he signed the deed and bond, gave judgment for 125,000 pounds of tobacco in favor of Barrett, and a little later ordered the sheriff to seize for the payment of this debt Warren's stock, goods, and chattels, and the moiety of his plantation at Hatton's Point (pp. 421, 456, 485-486).

The casual mention in the Maryland records of this period of a number of men who were styled physicians or chirurgeons does not necessarily imply that many of them had had a real professional training. In addition to Morecroft, Tilghman, Champ, and Stansby already mentioned, we find mention of a number of others. In 1666 John Peerce was called "Chirurgeon of the good ship called the Adventure of Hull" England, and a few years later is mentioned as of Talbot County, and is styled either "Dr." or

"Chirurgeon" (pp. 84-85, 374, 552). In 1666 Richard Wells of Anne Arundel County, chirurgeon, purchased 1500 acres of land on Langford Bay, Chester River, Kent County from John Langford, gentleman, of the parish of St. Clements' Danes, London (p. 139). At the April, 1666, court in a suit against the estate of Dr. Stephen Clifton of Calvert County, a witness testified that Clifton shortly before his death had given to a certain Demetrius Cartwright a hogshead of tobacco out of gratitude for making him a booke of figures and giving him instruction in his practice" (p. 73). John Brooks of Calvert County, Chyrygion, is described as heire apparent to Michaell Brooks deceased (p. 252). Bartholemew Glevin "late of Kent County chirurgeon" is mentioned in a 1668 suit (p. 317); and the Talbot County court records reveal that in June, 1666, the court ordered 340 pounds of tobacco to be paid to Richard Tilghman for physic administered by Tilghman to Glevin (*Arch Md. LIV*, 393). Obviously professional courtesy in Maryland did not in those days prevent one chirugeon from charging another for professional services, or perhaps only the physic was charged for! Gaspar Guerin, chirurgeon, of St. Jerome's, St. Mary's County, whose name frequently occurs in the earlier records of this court, was ill at Chuckatuck, Virginia in 1666, apparently awaiting the departure of a ship for England. Letters from him from Chuckatuck recorded in this volume show that he was on intimate terms with William Calvert to whom he refers as "Esquire Calvert" and to Mrs. Calvert as "his Lady". In one of these letters to Calvert, dated November 1st, 1666, he adds this postscript "Pray Remember me amongst you when you are busy about a boul of Punch and I shall Endeavo^{r} to minde you when I am at it" (pp. 582-584).

ORPHANS.

At nearly all of its sessions the Provincial Court devoted some of its time and attention to matters relating to orphans. Occasionally these hearings were of sufficient importance for the court to set aside a day for hearing them. Thus on June 5, the last day of the June, 1667, session of the Provincial court, there was held what is styled in the record a "Court of Orphants", where seven cases involving orphans' estates were heard (pp. 202-207). Only one of these cases is of especial interest that involving, the estate of William Bromhall of Calvert County. When complaint was made to the court of bad management of this estate by William Turner, and of "ill-usage of the said Orphant und^{r} his tuition", the court ordered that an account be returned to the Calvert County court and a report of its actions returned to the next Provincial Court. Again on May 7, 1670, Philip Calvert, the Chancellor, and another member of the court, William Calvert, in the absence of the Governor, designated the last Saturday of June next "for keeping an Orphants' Court", but as the holding of the courts at that date was postponed until December, because of the Governor's continued absence, we find no record that such a special court was held then or later (p. 548).

One of the duties of the Provincial Court was to select guardians for children left orphans, although this was also done by the county courts. When it was represented to the Provincial Court at the February, 1667/8, session that following the death of her husband, Richard Pinner, his widow Ann had married George Attkins, and that the latter "doth dayly imbezill & waste the estate", the court ordered that administration be granted to Ann, and that her now husband Attkins have no interest in, or meddle with, any part of the estate or, it may be added, be liable for any of its debts (pp. 241-242).

John Harrington, who married the widow of Francis Mogg, petitioned the court at the June, 1668, session that he be allowed consideration for keeping and maintaining the Mogg children and that they continue with him during the pleasure of the court. After the justices had "viewed" the children it was ordered that they remain with him during the court's pleasure, and it was further ordered that the eldest daughter "be exempted from the How and the Mortar" (p. 302), the court evidently feeling that to hoe tobacco and grind corn like a servant was not suitable work for this young lady. Why Bryan Daley of St. Mary's, after his marriage with the widow of Nicholas Keyton should have wished to give up the "charge and trouble of the said Orphants" and have asked the Governor as Chief Judge of probate of wills to appoint a guardian, is not clear. The court did, however, discharge him from the care of the children and the management of this estate, for which he filed an inventory, and the justices appointed William Calvert, the Attorney-General and a member of the court, to be their guardian (p. 394). When a short time later, at the February, 1669, court, Calvert complained that Daley had refused to deliver up the orphans' estate and had even disposed of part of it without lawful authority, it was ordered that the whole matter be referred to the St. Mary's County Court for Orphans (pp. 424-425). The court did not always appoint those who sought to be made guardians. There is a petition of a certain Jesper Allen that he be appointed guardian of Robert Wright, son and heir of Ishmaell Wright late of Patuxent, but the court decided otherwise and appointed Mr. George Beckwith as guardian (p. 576).

INDENTURED SERVANTS.

Questions involving indentured servants generally came before the county courts and not before the Provincial Court, but a few instances are to be found in this record where the latter court was asked to adjudge the remaining time of service and the penalties to be imposed on runaway servants involving additional time of servitude.

The cold-blooded murder of a servant boy, Samuel Youngman, by his master Francis Carpenter and how the latter saved his neck by pleading benefit of clergy, has already been told (pp. xxvi-xxvii). Thomas Bennett, represented by Daniel Jenifer as his attorney, sued Robert Jones at the October, 1666, court. Bennett, who had been sent to Delaware Bay by Jones to recover a runaway servant, Joseph Taylor, had been promised a cow and a calf by her side if he brought the runaway back with him; but if he did not, he was to bring from the governor there a letter showing that he had actually been to Delaware Bay. If the servant was not to be found there, he was then to proceed to New York and if the runaway could not be found there he was to bring with him a similar letter from the governor of New York, and to receive, in addition to the cow and calf, three hundred pounds of pork for his services. Although Jones did not deny that Bennett had carried out his part of the agreement, he filed through John Morecroft his attorney a demurrer on the ground that Bennett did not state in his declaration, as the law required, that he had been to Delaware Bay (p. 121). One regrets that the court threw out the suit on this technicality and that Bennett had his journey for nothing. This is a typical example of the legal technicalities which Morecroft seems to have introduced into Maryland court practice.

There were certain legal restrictions against indentured servants engaging in business. Colonel William Evans, one of the justices, asked damages for himself of one hundred pounds of tobacco from John Foxhall, and a fine of one thousand pounds of tobacco to the Lord Proprietary, because Foxhall had had business dealings with one of his indentured servants, contrary to the act of the Assembly forbidding this. The court at its October, 1668, session awarded these damages and imposed the fine (p. 125). In a suit for debt which came before the court at its February, 1668/9, session, the defendant Francis Gunby sought to avoid payment on the ground that he was an indentured servant when he had given his bill obligatory to the plaintiff Peternella Chivers, thus claiming the benefit of the Act of the Assembly forbidding servants under indenture from entering into business transactions. The court decided "that the plea by the s^{d} Francis in Barre is not sufficient in law", because his attorney did not join in demurrer in due time. Judgment was given for the plaintiff (pp. 423-424). That the provision in the Maryland law forbidding servants from engaging in business might be circumvented by the master is to be seen in a power of attorney granted by the Attorney-General William Calvert to his servant Robert Simmons to buy and sell with all the liberties pertaining to a freeman when acting under the orders of his master (p. 426).

Difficulties with runaway servants frequently came before the courts. The following case doubtless came before the Provincial, rather than the county court, because the penalties involved represented services valued at more than 3000 pounds of tobacco. In this case of Matthias Decosta against his runaway servant, William Loveridge, it was shown to the court at its October, 1666, session that Loveridge had been absent three months and eight days. The court thereupon ordered that he should serve out not only his original term of service but an additional term of ten days for each day he was absent, according to the act of the Assembly. This added thirty months and twenty-four days to the term of servitude, the equivalent of a considerable amount of money (p. 129). In the somewhat similar case of Robert Jones *vs.* Robert Davies, his servant, the latter declared that he was not a runaway as he had been sold by his master by a letter of attorney to another master in Virginia. A penalty of additional service by Davies to Jones was ordered by the court, with the proviso, however, that if Davies proved that he had been sold by Jones, the latter was to make satisfaction to him (p. 130). A suit for damages was brought at the February, 1667/8, court by James Humes, represented by his attorney, John Morecroft, against Henry Robinson and his wife, Dorothy, represented by

Daniel Jenifer, for harboring a runaway servant Catherine How. The defendant asked a jury trial, doubtless because of the justices' rather biased attitude in such cases in favor of the master, but the verdict in this case was against the defendant "for three dayes entertaineing" the servant contrary to the act of the Assembly, but whether three days, or more, was claimed by the plaintiff is not revealed by the record (pp. 243, 303, 306). One's sympathy is generally with those who harbored, or "entertained", a runaway servant, as this was usually done from kindness of heart and and the knowledge that runaways generally came from the homes of harsh masters. When Edmund Lindsey sued Thomas Sprigg, one of the justices of Calvert County, for unlawfully harboring, or "entertaining", the former's servant, Robert Leeds, both parties to the suit agreed to refer the matter to Mr. Thomas Notley and Dr. John Peerce for arbitration, with the understanding that if they found against Sprague he would pass his note for 5000 pounds of tobacco to Lindsey (p. 374). The decision of the arbitrators is not reported.

The case of John Corbett, a servant suffering from an old leg ulcer, has interesting features. Corbett was bound over by the court to serve Dr. John Stansby for two years, conditional upon a successful cure. The story has been told in the section dealing with medical matters (pp. xlvii-xlviii, 182, 368-9). Augustine Herman, lord of Bohemia Manor and Maryland's first cartographer, was complained against by Francis Hill at the December, 1670, court, in that Hill's runaway servant George Taylor had been apprehended at Herman's, who had refused to deliver him over unless the owner passed a bill for 1400 pounds of tobacco, which the complainant declared was a great exaction and contrary to law. The court ordered the payment of 400 pounds of tobacco and no more to Herman, and the delivery of the servant to Hill (pp. 581). At the December, 1670, court John Griffith, an indentured servant, who declared that he had served his full term, complained that his master Thomas Paine, by a false receipt which "youre poore Ignorant Petitioner putt his hand unto", detained the corn and clothes by custom due him. The court ordered Paine to pay Griffith the "Corne & Clothes & other things according to the Custome of the Country", and an execution against Paine was issued (p. 579).

An instance of a freeman being sentenced to serve a sheriff for a year to thus work out fees due by him to the sheriff, was perhaps regarded as preferable to imprisonment by that officer until the debt was paid. Be this as it may, at the December, 1670, court it was ordered that Charles Vincent "in discharge and accquittall from payinge of the said Fees" justly due to Randall Revell (the then Sheriff of Somerset County), shall serve Revell for one full year (p. 254). On another occasion the Court held that a Sheriff could not execute against a man, who had been his former prisoner, for imprisonment costs incurred several years before, and declared that the sheriff should have held his prisoner until these costs were paid (p. 117). Joseph Thompson was indicted for hog stealing in a case in which another servant and his master Peter Bawcomb were also involved. Thompson whose indictment was quashed, was sold by the sheriff of Dorchester County to another master for three years to pay his imprisonment costs (p. 601-603). After having served the new master for one year, he petitioned the court for his freedom, which was granted upon his giving security for the payment of the balance of the sheriff's fees (p. 580).

At the February, 1667/8, court William Oglethorpe complained that he had hired himself out to Thomas Wynn for eight months for 800 pounds of tobacco, and that the latter had given him no rest until he had signed "a Condic̄on for 4 years", under which the petitioner was to have good Sufficient dyett lodging Washing Cow calfe and Clothing", which agreement, or condition of indenture, although Oglethorpe had served two years, Wynn had not complied with. The court ordered that Wynn pay Oglethorpe 950 pounds of tobacco and deliver up the condition or agreement (p. 254).

In a recorded lease, dated December 1, 1666, of a tract called The Fox on Bretton's Bay, St. Mary's County, from George Reynolds to Thomas Covant, part of the consideration was the delivery to Reynolds by Covant of "two able men Serv^{ts} betweene th^{e} age of Eighteene and eight & twenty yeares", or, if this were not possible, 5000 pounds of tobacco and five barrels of corn. This gives us 2500 pounds of tobacco as the fair valuation of an able-bodied man servant at that time (pp. 208-210).

At a Baltimore County Court held March 13, 1665/6, Edward Jessop complained to the court, that although by the decease of his mistress he was free by the terms of his indenture, his master Colonel Nathaniel Utie still held him in servitude. The county court gave him his freedom and Colonel Utie appealed to the Provincial Court. The case came up at three successive sessions, April, June, and October, 1666, but Utie not appearing at any of these hearings, Jessop was finally declared free (pp. 80, 110, 117, 129). From another source it is learned that Mary, the wife of Nathaniel Utie, had been murdered by a negro slave on Sep. 30, 1665 (*Arch. Md. XLIX;* 489-490).

Why two servants, Katherine and Jeane, belonging respectively to Thomas Dent and Patrick Forrest, both of St. George's hundred, St. Mary's County, charged with bastardy, should have been indicted in the Provincial Court rather than in the county court; which was the usual procedure, is not explained, although the higher court, of course could assume jurisdiction whenever it wished. The record does not disclose their fate. Perhaps they were turned over to the county court and sentenced there to the usual lashing imposed in such cases (p. 310).

John Moll, and three others, probably ship owners, sued Thomas Cooper, the administrator of the merchant Thomas Freeman, on an account which included the passage-money for sixty-nine servants to be paid for upon their arrival at 850 pounds of tobacco, or about £3-10-0, each—a total of 58,650 pounds of tobacco or £344. It is of interest to note that tobacco in this case was valued at one penny a pound (p. 416). This was a large transaction involving, as it did, some £344 sterling.

The Provincial Court while having concurrent jurisdiction with the county courts in many matters relating to indentured servants, on occasion showed irritation when many such cases were brought before it. In these records we find the higher court on several occasions determining the age of servants, the duration of their unexpired term of servitude, and the time added as penalty for running away. Finally the higher court rebelled, and at the December, 1668, session entered the following order "Severall persons having brought to Court theire serv^{ts} To have theire ages Judg'd was refused to be downe by the Justices it being Bussiness belonging to the County Court and not to the Provinciall Court" (p. 358).

RELIGIOUS AFFAIRS.

Following the restoration of Charles II, religious disputes and outbreaks of intolerance in Maryland were infrequent, although it would be folly to assume that this quiet was more than superficial. In this record we find occasional references to churches and chapels, to Roman Catholic priests, and church holdings, and to an act of hoodlumism against a Catholic chapel.

Captain Luke Gardner of St. Mary's County, at the June, 1667, court, filed an account upon the estate of Robert Cole of St. Clement's Bay, St. Mary's County, a Roman Catholic, showing payments by him of 250 pounds of tobacco for "Church Levies", and of his receiving two payments to the estate for "th^{e} building of th^{e} Church" of 532 and of 57 pounds of tobacco for the benefit of the orphans. There is also included an item of 60 pounds of tobacco received for "a Gunn Stocke Broke in the march", indicating that he had served in an expedition against the Indians (p. 206). Although Cole was a Roman Catholic it looks as if he had paid levies in St. Mary's County for the Established Church, but whether it was upon a Protestant or Catholic chapel that he worked is not disclosed.

In a deed dated December 1, 1666, from George Reynolds to Thomas Covant to a hundred acre tract called "The Fox", Covant agrees to make certain payments at the "abode of him the said George Reynolds neare the Church or chappell in Brettons Bay", St. Mary's County (p. 209). There can be little question that this is the church or chapel built by "Zealous Roman Catholick Inhabitants of New Town and St. Clement's Bay", St. Mary's County, upon the one and a half acre lot given November 10, 1661, by William Bretton, a very prominent Roman Catholic, lying on the east side of the tract Bretton's Outlet at the head of St. Nicholas creek, near the narrowest place of the freehold Little Brittain (Bretton) (*Arch. Md. XLI,* 531). The only evidence of an outbreak of religious intolerance characterized by vandalism comes to light when at the February, 1669-70, court, upon the complaint of William Bretton, gentleman, it was reported that a certain Robert Pennywell "had broke the glasse windowes at the Chappell at S^{t}. Maries". The culprit was ordered to have twenty lashes (pp. 610-611). From the fact that the complainant was a very prominent Roman Catholic, it seems likely that it was the Catholic, and not the chapel of the Established Church, that suffered, although the Martenet atlas shows a "Protestant Point" in this neighborhood. As the sentence was a lashing, the vandal was doubtless a servant, as freemen were rarely flogged, and the land records show an indentured servant of this name had come into the Province about this time.

The name of a Roman Catholic priest, Henry Warren, of St. Inigoes, St. Mary's County, occurs frequently in this record, usually as a buyer or seller of manorial lands. His name in formal legal documents usually appears simply as Henry Warren, sometimes followed by the designation "gentleman," without reference to his profession. This is revealed, however, by a chance mention of him in a bill of sale of a horse from Bryan Daley of St. Marys' County to Mark Blomfield of the same place, Daley selling "One Gray Mare with a bald Face and one Wall eye Cropt on the Right eare and Slitt on th^{e} left with a Colt Running by her side with two white feete behind the mare haveing beene form̃ly belonging to Mister Henry Warren Preist" (p. 404). It is said that Henry Warren, also known under the alias Pelham, was a Jesuit priest, who came to Maryland in 1661 and became Superior in 1665. He returned to England in 1676 where he served the Jesuit Oxford mission, dying in Oxford June 7, 1702. He was doubtless a convert to Catholicism, as a brother, William, is said to have been converted to that faith at the age of nineteen.

In 1662 and 1663 two prominent Catholics, Thomas Mathews and Cuthbert Fenwick, conveyed separately three important manors to Henry Warren of St. Inigoes, unquestionably for church purposes and probably as Jesuit holdings, although no reference is made to this in the deeds, which were not recorded until 1666. Mathews under date of October 6, 1662, conveyed to Warren all his interest in the manor of St. Thomas, lying in Charles County and containing 4000 acres; and on July 12, 1663, Fenwick conveyed to Warren the manor of St. Inigoes, containing 2000 acres and St. George's Island, both lying in St. Mary's County. The deeds were recorded March 22, 1666. The consideration in each instance was "for divers good Causes and Considerations" and in neither instance is Warren given any title or occupation as was usual at this time (pp. 13-14). A few years later at the February, 1669/70, court, Warren by John Morecroft, his attorney, brought suit against George and Robert Goodrick for unlawful entry upon a close in St. Thomas manor and felling his trees, a boundary dispute which was settled by a survey of the land, Warren being reinstated by a writ of possession dated April 17, 1670 (pp. 519-521, 547, 581). On December 2, 1668, William Bretton and his wife Temperance deeded to Henry Warren two tracts of land in St. Mary's County, Bretton and Bretton's Outlet, containing 850 acres, a neck of land projecting into the Potomac River and bounded on either side by Bretton's Bay and St. Clement's Bay. The consideration, 40,000 pounds of tobacco, is, however, specified in this instance. (pp. 384-388). The land lies adjacent to New Town. It is to be noted that the priest acquired within a few years, and in each case from a leading Roman Catholic, Thomas Mathews, Cuthbert Fenwick, and William Bretton, two important manors and one valuable plantation containing in all nearly 8000 acres. It may be added that on August 24, 1686, Henry Warren executed a deed in London, reconveying St. Thomas Manor to Thomas Mathews, St. Inigoes Manor to Cuthbert Fenwick, and an unnamed tract, doubtless Bretton and Bretton's Outlet to William Bretton (Prov. Ct. Deeds FF, 211, 212, 686); and a little later other church holdings were conveyed by Warren to George and Robert Goodrick and to Francis and John Pennington. It was at this time that anti-Catholic feeling again began to surge upward, to be followed in 1688 by the Protestant Revolution, and the deposition of James II. It was doubtless felt to be safer for church lands in Maryland to be held by prominent Catholic laymen than by a Jesuit priest.

QUAKERS.

There are few mentions of Quakers by name in this record, but there are several references, known from other sources, to apply to Quakers. Thus there can be no doubt that John Sumner, who was fined at the June, 1667, court 500 pounds of tobacco for refusing to take the oath of a juryman, and Nicholas Wyatt, summoned to serve on the Grand Jury at the December, 1668, Court, who also refused to take the oath and was fined, were both Quakers (pp. 197, 355).

Although the validity of the Quaker marriage ceremony does not seem to have been openly attacked in Maryland as it was in Virginia about this time, it is probable that the formal entering in the records of the Provincial Court in the year 1670 of two marriage certificates, in both instances involving Quakers, may have been with the desire to make assurance doubly sure. One of these marriage certificates recited the marriage January 12, 1669-70, of William Ford of Bristol, England to Sarah, the daughter of Richard Preston of Calvert County, deceased (p. 502). Richard Preston, who had died in 1669, was the leading Quaker of Maryland and lived at Charles' Gift, on the Patuxent River, recently made famous by Hulbert Footner in his delightful book, *Charles' Gift.* A month earlier on December 9, 1669, Margaret, another daughter of Richard Preston, had entered into a pre-nuptial agreement with William Berry of no little interest to students of social history. This agreement provided that Margaret for her own use and for her own disposal reserved the following: £100 sterling; plate to the value of £40 sterling; "the little Negro Girle called sarah borne in Richard Prestons house, vallued to Tenn pounds sterling, if the said Girle should dy, the said William Berry to make the same good to the said Margaret by another Negro or the vallue; a good mare to ride on vallue seaven pounds sterling; and a Chamber or Roome to be well furnished with bedding and furniture with other household stuffe to the vallue of forty three pounds sterling" (p. 469). Margaret was obviously a far-seeing young Quaker heiress.

The other marriage certificate recorded on the same day as that of Sarah Preston and William Ford, and in identical terms, was that of William Stevens of Dorchester County to Mary Sharpe, the daughter of Peter Sharpe of Calvert County, known to be Quakers (p. 502).

That the Quakers played the part of the good Samaritan in these as well as in later days is brought out in two instances discussed elsewhere in this introduction where Quakers were asked by the Provincial Court to take into their care for cure indentured servants, who were ill and were being neglected by their masters. In one of these cases it was this same Peter Sharpe who took into his house a certain John Corbett "in a languishing condic̄on of body" (pp. xlvii-xlviii, 182, 368-9); in the other instance Thomas Powell, a leading Quaker of Talbot County, was appointed by the court guardian to a boy named Joseph Edloe suffering from "an old ulcher in his legg" (p. xlvii, 182).

SHIPS AND MARINERS.

During this period no court of admiralty, designated as such, was held, and cases involving ships, shipowners, and mariners, came before the Provincial Court. These ranged from confiscation of ships and cargoes for violation of the English navigation laws, to suits by sailors for wages and questions involving the ownership of vessels and cargoes, but none of these are specifically designated in the record as admiralty cases. Nor was a special sitting of the justices of the court held at Mattapany, March 19-20, 1667, so designated, when the forfeiture of two New England vessels for violation of the navigation acts was the issue. It will be recalled in this connection that in his charter the Lord Proprietary, among other titles conferred upon him, was designated as High Admiral of the Province, with power to hold such courts as he deemed wise, and that the present Governor, his son Charles Calvert, had been commissioned "our Lieutenant-General, Governor, Admiral, and Chief Commander both by sea and land of our said Province of Maryland". That the Proprietary had full power to establish an admiralty court at any time he saw fit, was, of course, obvious. In the seventeenth century, however, both in England and in Maryland, cases involving violation of the navigation acts were tried in courts of law, not in admiralty courts.

There are to be found three instances of forfeiture, or confiscation, of vessels under the English navigation acts. In these cases it would appear that the Lord Proprietary of Maryland assumed in his Province, under the English navigation acts, the same royal privileges specifically conferred in the acts upon the Crown. In the first of these cases entered in this record we find recorded the final act, the sale of forfeited ship and cargo, in the case of the forty-ton ship *Hopewell* of Kingsale, Ireland, at anchor at St. Mary's City, John Gilson, master. The proceedings leading up to the forfeiture of this vessel are recorded in a former volume of the *Archives*. The vessel and cargo had been confiscated at the January, 1666, session, under the navigation act of 1663, which prohibited among other things, the carrying of goods of European origin, other than those from England, Ireland, Wales, and the Scotch town of Berwick on Tweed, under the penalty of forfeiture of ship and cargo, one-third to go to the Crown, one-third to the Governor of the colony where the forfeiture occurred, and one-third to the informer (*Arch. Md. XLIX,* xxiii, 560-563). It was the judgment of the court, however, that two-thirds of the vessel and cargo be forfeited to the Lord Proprietary and to the Governor, and one-third to the informer, William Calvert, the Attorney-General who prosecuted the case. In this volume will be found a bill of sale, dated March 1, 1665/6, recording the sale by Governor Charles Calvert of the *Hopewell* to Isaac Bedloe, "a free denizen and inhabitant" of Maryland, and a further declaration by the Governor on behalf of his father, the Lord Proprietary, that the forfeiture was made "to Us by our Royal Priviledges of Our said Province". In plain words the "Royal Priviledges" of the Maryland charter was interpreted as putting the Proprietary in his Maryland palatinate in the place of the King as defined in the English navigation act of 1663, the Proprietary and not the Crown being the beneficiary of the forfeiture (pp. 10, 11, 12). Isaac Bedloe, the purchaser of the *Hopewell,* although here described as "a free denizen and inhabitant" of Maryland, was really a New York ship owner; it is of interest that he owned Bedlow's Island upon which the Statue of Liberty stands.

A year later at a special court held at Mattapany, Calvert County, on March 19, 1666/7, a similar fate befell the ketch *Hope,* 16 tons, William Gard, master, and the barque *William,* John Therise, master, both vessels described as of New England and at anchor in the Patuxent River. The two cases were tried at the same time. Gard of the *Hope* was charged, in violation of the navigation acts, with unloading goods without first filing a complete inventory or lading invoice, showing the origin of the cargo, and Therise was charged with having taken on board at Patuxent two hogsheads of tobacco without first giving bond that these would be carried only to England, Ireland, Wales, or Berwick, or to some English plantation. The ship masters asked the court that they "have an attorney admitted them", and John Morecroft then appeared for both. When the defendants pleaded not guilty and made a general defense, "The Court denys it is on theire part to prove the breach of the said Act but that in such Case Onus Probandi shall lie upon the Owner or Claimer of such Goods &: as is exprest in the Act of Parliament Entituled an Act for Preventing frauds and Regulating abuses in his Ma^{ties} Custom". It was declared for the defendants that Gard had sent to the Governor a partial inventory of lading inserted in a letter from John Pitts, the consignee, but admitted that the full inventory was not delivered to the Governor until bulk had been broken. Therise asked that he be tried by court, and Gard, who had at first requested a jury trial, then changed his plea and requested that he also be tried by the court. It was shown that the vessels had been eleven days at the port of Choptank where John Pitts, the consignee, lived, and that bulk had been broken before the inventory was given to the Governor. The Court then adjudged that the ketch *Hope* be forfeited, and that the barque *William,* together with its cargo, which was of the production and manufacture of Europe, be also forfeited; and further adjudged that one-third of the confiscated property go to the Lord Proprietary, one-third to the Governor, Charles Calvert, and one-third to William Calvert, the informer, who as Attorney-General had prosecuted the cases (pp. 158-164). The court records show that later, on April 13, 1668, Governor Calvert sold the confiscated ketch *Hope* for a valuable consideration to Richard Morris of London, merchant (pp. 290-292). The record, however, does not disclose what became of the *William.* The forfeiture of ships and cargoes to the benefit of those who sat in judgment upon the case, as well as the award of one-third to an informer who had also, as Attorney-General, acted as prosecutor, certainly leaves an unpleasant impression upon one's mind. It doubtless was as the result of such episodes as these which led to the forfeiture of three vessels, that caused the Governor and Council, acting under instructions from the Proprietary in England, to issue a declaration and an ordinance, under dates of June 5, 1668, and April 20, 1669, respectively, designating certain ports in the Province which alone were to be used by ships for the loading or unloading of merchandise, and the conditions under which the goods that had been brought in on them might be offered for sale (pp. 315, *Arch. Md. V,* 31-32, 47-48).

These forfeiture proceedings were followed by suits for wages by seamen against the ship-owners, and these in turn by suits of the latter against John Pitts, consignee, "who doth absent himself in the woods to void the arrest", on the ground that Pitts had promised the ship-owners that he would attend to all matters pertaining to the ship entries and would see the masters harmless. Pitts, however, later appeared in court. In these suits John Morecroft represented Pitts and Jenifer the ship-owners, and, it may be added, Pitts seems to have won out (pp. 174-5, 184-6, 201, 233, 252). There is also to be found recorded a deposition by Solomon Blackleech, master of the ship Charles of Boston, which shows that his wages were three pounds sterling a month (pp. 565-6).

In a deposition in regard to certain goods shipped on the ship *William* of Dover, England, the deponent, John Freeman, declared that on January 28, 1670, he had heard Edmund Maynard, the commander, say that he had been "chased to Mevis [Nevis?] by two men of warre, and it being a starving time there the Governo^r seized his provision for the use of the Island" (p. 549).

The records of this period show that there was an important trade with New England, and this largely in New England ships. Not only are there frequent mentions of ships and mariners from there, but several powers of attorney from New Englanders are recorded. Of English ports Bristol seems to have been that with which Maryland had the most trade, and Bristol merchants and residents of Bristol are constantly mentioned. Thomas Freeman, a Bristol merchant, traded extensively in Maryland. Following his death in 1668, seven Maryland creditors filed suits in the Provincial Court against his administrator here, Thomas Cooper, for debts aggregating 59,765 pounds of tobacco (pp. 374-378). The index of this volume will reveal the extent of the trade affiliations of Maryland with Bristol.

As illustrating the way in which Maryland merchants traded in their own Province may be cited the case of Fobbe Roberts, a merchant of St. Mary's. On April 15, 1668, Thomas Courtney, apparently as his agent, recorded in court forty-one notes obligatory payable by various Maryland planters to Roberts, doubtless for imported merchandise recently sold to them. The purchasers in these notes obligated themselves to pay at a designated time and place a sum represented by a given number of pounds of tobacco, this tobacco to be delivered to Roberts either at various ports in St. Mary's and Charles counties, or at landing places on a debtor's own plantation (pp. 273-282, 289-290).

MISCELLANEOUS MATTERS.

We find chance mention in this record of various persons, places and things which have local or antiquarian interest.

An early, perhaps the earliest use in the Maryland records of the word *farm* as synonymous with plantation, is to be found in an ejection suit instituted by John Gittings, clerk of the St. Mary's County Court, against Henry Bannister and wife. Gittings sought to recover "his farme", described as a freehold called Causein containing fifty acres, with houses, edifices, gardens and orchard, lying in St. George's Hundred, St Mary's County, from which the Bannisters had unlawfully ejected him (p. 25). It was not until well into the next century that a small plantation and its owner came to be generally known as a farm and a farmer. The use of the expression, *a patent avant,* occurs several times in this record. The meaning of "avant", possibly an incorrect spelling, cannot be explained. Suggestive of old England is the description in a deed of 1668 of a "hedge" as marking a land boundary (p. 384). When at the December, 1669, court, a creditor charged the executor of the estate of Francis Armstrong with "imbicilling and squandering away the estate", we find a misuse, then common, of the word *imbecilling,* for *embezzling,* an error which had crept into the language as early as 1546 (p. 490).

The relations of a godparent to godchildren was taken seriously in the seventeenth century. Frequent gifts of cattle to children not of the same name, as often found recorded in the county court records, were probably based on this relationship. A deposition shows that Captain William Hawley promised 6 herd of cattle to his godson William Gwyther, aged sixteen, and that the proceeds of the sale of three heifers with calf had been used to purchase the gray mare now owned by William (p. 184).

A very remarkable record of marriage, which is described as a "dedication and contract of marriage" by the bride, whose signature, but not that of her husband, it bears, was filed in the Provincial Court in 1669, nearly four years after it had been drawn up and signed. After opening with a very lengthy invocation to God, Edeth Bayne dedicates herself forever as his loving wife unto Jonathan Marler of Calvert County, and in quaint spelling and phraseology, based in part on the Church of England marriage service, the lady to this one-sided contract promises "to love the Cherrish the and Comfort the as my true and lawful husband by free and mutuall Consent of my Hart in love to the above all others & never shall nor Will Yield to Love Or Like of any Other but the alone dureing each Others life . . . . in the presents of Almighty God". It is dated October 27, 1665, and in addition to Edeth's signature, is attested by two witnesses. No similar dedication or promise by the husband is recorded. One is uncertain as to the religious affiliations of the bride. The wording does not resemble that of a Quaker marriage certificate, although the repetitious use of "the" (thee) is suggestive. It is almost certainly not Roman Catholic. Possibly there is a Puritan background, for, as we know, some of the Virginia Puritans had settled in 1649 in Calvert County (p. 433).

Choice tobacco seems to have had a value double that of the ordinary "good sound merchantable tobacco" which was used as the money of the Province. In a suit referred to arbitration by the court, Mr. Thomas Notley and Dr. John Peerce, the arbitrators, awarded 4000 pounds of "good Arranoca tobacco" as costs, to be paid the plaintiff (p. 374). A reference in a case to "roanoke" tobacco was doubtless meant for Orinoco ("Arranoca") tobacco, a superior variety, native to Central and South America, the cultivation of which had recently been introduced into Maryland. This was much preferred to the coarse wild tobacco indigenous to the middle Atlantic coast. The value of a pound of ordinary tobacco was given in 1666 as a penny and a half (p. 52); in 1668 as a penny and three quarters (p. 240); and in 1669 as a penny (p. 416).

In a suit involving the amount of the balance due on a debt which was to be paid not in "good sound merchantable tobacco" but "in sweet scented tobacco" one pound of the latter was to be valued as the equivalent of the two pounds of the former. At the February, 1670, court in the suit of the administrator of Richard Attkins against Jenkin Price, a witness deposed that Price had brought over from Pocomoke on the Eastern Shore to the Patuxent River three hogsheads of tobacco which he had paid to Attkins, and this deponent further said that Attkins had told him that this was "the best hoggshead of Sweet Scented tobacco he had seen this year" and that "he was to allow him two for one for it" (pp. 532-533).

Attention has been called in an earlier volume to the use of the Broad Arrow by the sheriff to mark tobacco and other properties which belonged to the Lord Proprietary, or had been seized by the sheriff for rents, fees, or fines due to the Proprietary, as authorized by the act of 1642 (*Arch. Md. XLIX;* xxvi-xxvii). This followed the use of the same symbol in England to mark certain Crown property. In a case heard at the December, 1668, court, a certain John Anderton by John Morecroft, his attorney, sued Thomas Hynson, sheriff of Talbot County, for 3000 pounds of tobacco "upon a Note charg'd on the Deft" by the Governor. It would appear that the plaintiff objected to the tobacco offered him by the sheriff, who averred that it was "sound merchantable tobacco" he had collected in payment of quit rents, and that it was "likewise then marked wth the lord Proprs mark and for the use of the said Lord Propr" (pp. 373-374). This mark was of course the Broad Arrow. In a criminal case before the court at its December, 1670, session Anthony Lecompt of Dorchester County, planter, indicted for violating the act of 1663 prohibiting anyone from disposing of tobacco paid to the Lord Proprietary for fees, rents, etc., or altering or scratching out his mark, was brought before the court for trial. He was charged with having purloined two hundred pounds of "neate tobacco" out of one of his Lordship's hogsheads. Lecompt was acquitted after "much debate" (pp. 622-3).

Two words, now largely out of current use, found in this record, are "blotter" and "waste book", for a rough account book or waste-book, in which entries are first made before posting. In a suit for debt before the December, 1668, court the defendant by his attorney John Morecroft, sought to avoid payment on the ground that "a merchants or shopkeepers Blotter" or "Wast book" was not sufficient evidence of a debt, but the court adjudged that as Thomas Freeman, against whose administrator the suit had been filed, had died before he had time to post his books, the "blotter" was good evidence (pp. 377-378).

Henry Ward of Baltimore County on February 10, 1669/70, had an allowance made to him in the public levy of 1090 pounds of tobacco for the accommodation at the "Barrones" of Jerome White Surveyor-General of the Province, and for his expenses at "Amickinn", as well as for boat-hire and "3 horses prest 7 dayes" (pp. 523-524). These charges were for part of the expenses of the expedition which White had been ordered by the Council to make to lay out the northern bounds of the province as near as possible to the fortieth degree of latitude (*Arch. Md. V,* 56, 58). The "Barrones" were unquestionably the barrens, an unforested band of territory some eight or nine miles in width which extended from a point near where Deer Creek flows into the Susquehanna River southwesterly across Baltimore County and beyond. These barrens antedated the settlement of the Province, and an interesting account of them will be found in a paper by William B. Marye published in the *Maryland Historical Magazine* in 1935 (*XXX,* 120-122). Amickinn has not been identified; it may lie within the bounds of what is now Pennsylvania or Delaware.

Following the recording of a deed for 600 acres of land, part of Little Eltonhead Manor, Calvert County, from Thomas Taylor, gentleman, to Charles Calvert, the Governor, there was recorded an agreement dated May 11, 1668, in which Taylor, who continued to live on the land adjoining, and the Governor, formally agreed that any "fresh ponds or other ponds whatsoever that are Adjacent and belong" to the land sold, "are Free to be fish'd and fowl'd in by either party or by either of theire heires or Assigns without any lett or molestac̄on" (p. 296). This is perhaps the first example in Maryland of a small, but very select, ducking and fishing club.

There were two instances both of which came before the same court which was held in February, 1669/70, involving expenses incurred in burying persons who appear to have been strangers. James Lee of Charles County, who not infrequently acted as what in modern days is called an undertaker, was allowed 3170 pounds of tobacco for his "great charge trouble and expenses in entertaineing attending and burieing One Constantine Hattaway Cheife Mate" to Captain Edward Peerce, the charges to be paid by the Captain (p. 507). This seems a high-priced funeral for these days. In sharp contrast to this is the 400 pounds of tobacco allowed by the court to Henry Pennington "for the burying and expenses upon Richard Miller deceased" (p. 507).

Only one mention of a school or school teacher occurs in this court record. In a criminal action for assault referred to elsewhere in this introduction, there is to be found mention of a school house on Island Creek, Patuxent River, Calvert County apparently conducted by John Grammer, where the assault is said to have occurred (pp. 151, 152).

The first charter of St. Mary's City, dated November 3, 1668, will be found recorded in these proceedings of the Provincial Court (pp. 348-350). It is also recorded in the *Proceedings of the Court of Chancery* (*Arch. Md. LI,* 567-70). By it was incorporated a city one mile square. The charter provided for the election of a mayor, recorder, aldermen, and common council by the inhabitants, with the right given them to make laws and ordinances, and to appoint constables; and to hold a weekly market and a yearly fair with a court of pypowdry (pp. 348-350).

Obviously only those matters of more general interest to the student of seventeenth century jurisprudence and social customs are commented upon in this introduction. The interested reader will find in the index the key to much which is not touched upon here.

PROVINCIAL COURT PROCEEDINGS

Thomas Sprigg d̄d̄s writt ags^{t} Reymond Staplefort in an acc̄on uppon his Case to the uallue of fiue hundred pounds Sterling Liber FF [p. 192] January 5th

Warr^{t} to the sherriffe of S^{t} Marys County to arrest &^{c} Ret̄. 3^{d} Aprill next Prouin^{all} Court

Mary Bateman d̄d̄s writt ags^{t} Cornelius Artz Veerhoeff in an acc̄on 6th of debt to the uallue of three thowsand pounds of tobacco

Warr^{t} to the sherriffe of Caluert County or any other sherriffe to arrest &^{c}. Ret̄. 3^{d} Aprill next Prouin^{all} Court

January the 9th 1665

Then Came Robert Brassieur eldest sonn to Benjamin Brassieur deceased wth Cap^{t} Sampson Waring of the Clifts both of Caluert County & the said Robert then requested that it may be Entred On Record That the said Sampson Waring he hath and doth make Choice of to bee his Guardian w^{ch} was by the said Waring soe accepted of

Daniel Jenifer

Mary Bateman Executrix of the last will & testam^{t} of W^{m} Beeston January 11th ded̄ demands writt ags^{t} Henry Keene in an acc̄on of Debt to the uallue of Fiue Thowsand One hundred and Seauen pounds pounds of tobacco

Worrant to the sherriffe of Caluert County to arrest &^{c} Ret̄. 3^{d} day of Aprill next Prouin^{all} Court

January 12th [p. 193]

Then came william Smyth and demands writt of Execuc̄on ags^{t} the Estate of Reymond Staplefort to the uallue of three thowsand Eighte hundred pounds of tobacco and Caske, according to an Ord^{r} of the Prouinciall Court held the 4th day of January 1665: and when soe leauyed the same to deliuer to the said William Smyth or his Order To the high sherriffe of Caluert County &^{c}

January 13th

This day Came Richard Preston gen^{t} into the secretarys Office att s^{t} Marys, and declared that whereas hee had from Francis Armstrong and Francis his wife One Conueyance (Entred in lib: de Prouin^{all} 1664: fo: 288) bearing date the first day of January 1663 did as well from themselues as theire heires Executo^{rs} & Administrato^{rs} Grant alien Bargaine sell and Confirme (in the presence of

Liber FF Richard Collett Francis Riggs and Edward Sauage) unto the said Richard Preston his heires Executors and Administrators and euery of them three p^r^cells of land (to witt) One parcell called Armstrongs delight Contā: 50 acres, and One parcell called weeping Spring Contā. 200 acres, as allsoe another parcell of land Contā. by estimac̄on 200 acres more or Lesse, lying and being in Choptanck riuer which said last parcell of land was bargained and Sold unto the said Armstrong from Edward Lloyd Esq̴, Now whereas the said Richard Preston did cause the aforesaid Conueyance to be entred on Record in the aforesaid Office since which he hath the same to the said Fran: Armstrong re-deliuered w^th^ his whole right title & Interest from him and his heires in and to the said three parcells of lands or any of them therein menc̄oned as aforesaid, Further hee the said Richard Preston declareth and requesteth that the said Conueyance, [p. 194] w^th^ the Record thereof in the said Office be made uoid and Null and neuer more to remaine in any force power uertue or Effect to him the said Preston or his heires but to all intents for the use and behoofe of him the said Armstrong and his heires for Euer which said Acknowledgm^t^ and Re-surrendring of the premisses I doe hereby 3 sides attest to be made by the said Richard Preston

Daniel Jenifer

January 19^th^ 1665

I were p^r^sent when twenty One head of Cattle and twenty two head of hoggs were deliuered by Mr Dorrington unto Mr Groome which belonged unto the plantac̄on which formerly did belong unto John Cornelius, and the names and Cullers age and marke of the said Cattle and hoggs are here as followeth

Two red pied Cowes 8 yeares old named lylly and silke; Three Cowes black & white one 4 yeares old and the other 6 yeares old and the other 8 yeares old, Two of them named pye and the other Damsell

Two 2 black Cowes the one aged twelue yeares and the other eight, the name of the One Cole and the other Slow, Three browne Cowes, two of them 4 yeares old a peece and the other 8 yeares old, Two of them named Browning and the other fortune, One red Cow named Cherry aged 7 yeares One black & white Bull aged 6 yeares, One Pied Bull aged 4 yeares old; One red and white steere aged 4 yeares; One black steere aged 4 yeares, One red & white Cow aged 4 yeares fiue yearlings, marked w^th^ a hole and Cropp in the left Eare [p. 195] And underhalfed in the right Eare

The mark of the Old Cattle which is aboue specified is a hole & a Crop in the left eare and the right eare unmarkt—likewise the said twenty two hoggs, some of them were marked w^th^ the marke of the Old Cattle and some of them were marked with the mark of the yearlings which is aboue specifyed, Sworne by Us

Richard Duke
John Adwell
his O marke

Liber FF

Richard Duke aged 32 yeares or thereabouts and John Adwell aged 30 yeares or thereabouts Came into the Office now att S^{t} Marys on the foresaid 19th of January 1665, and deliuered in the aforesaid writing, to which upon Oath they did testifye the same to be truth and nothing but the truth, further declaringe the said Cattle and hoggs were in theire p^{r}sence by the said William Dorrington to the said William Groome deliuered accordingly as is aboue exprest

Daniel Jenifer

Antony Le Compt Came the 20th day of January and desired the mark of his hoggs may be entred on Record which as as foll̄: Slitt and halfe Cropt of both the Eares uery low

January 25th

W^{m} Hempsted d̄d̄s writt ags^{t} Abraham Rowse in an acc̄on upon his Case to the uallue of Two thowsand fowre hundred & seauenty pounds of tob̄: warr^{t} to sher̄: s^{t} marys County ret̄: 3^{d} Apr: next

[p. 196] ditto die

The said Hempsted d̄d̄s writt of Summons for Thomas Browne & Eliz: Horne to testifye in ditto Causo: upon perill of forfeiting fiue hundred pounds of tobacco each p^{r}son in Case they appeare not

Summons to sherr̄: of S^{t} Marys County to warne &^{c}: ret̄: 3 Aprill next Prouin^{all} Court

February 12th

Marks Pheypo demands writt ags^{t} Gasper Guerin in an acc̄on of tresspass upon the Case to the uallue of Six thowsand pounds of tob̄: & Caske

Warr^{t} to sherriffe of S^{t} Marys County to Arrest &^{c}: Ret̄: 3^{d} Ap^{r} next prouin^{all} Court

Caecilius &^{c}: Whereas Mary Bateman the Executrix of John Bateman Esqꝫ late of Caluert County dec^{d} did in Our Prouin^{all} Court held the fifth day of January 1665 pray that all accompts whatsoeuer to be giuen in by her the s^{d} Execut^{x} of the Estate of her said dec^{d} husband may bee Audited by two or more persons by us appointed in the said Court before Returne made thereof as aforesaid, Wee doe therefore hereby will and require yo^{w} Thomas Truman Thomas Nottley Thomas mannyng and John MoreCroft gen^{t} or any two of yo^{w}, that at the place and time appointed by the said Mary Bateman, yo^{w} dilligently ueiwing all papers whatsoeuer that shall be brought before yo^{w} Concerning the bussiness aforesaid yo^{w} send a Report thereof under yo^{r} handes & seales to the next Prouin^{all} Court held at s^{t} marys on the 3^{d} day of Ap^{r} next ensueing the date hereof, and doe hereby further appoint and Authorize yo^{w} to Examine upon Oath and take depositiones of such persons that cann giue Euidence in relac̄on to the p^{r}misses aforesaide

Liber FF [p. 197] Giuen att S^{t} Marys und^{r} the lesser Seale of the said Prouince, this 15th day of February in the 34th yeare of Our Dominion Ouer the said Prouince Annoqꝫ Domini 1665. Wittnes Our deare Brother Philip Caluert Esqꝫ Our Deputy Leiutenn^{t} and Chancello^{r} of Our said Prouince of Maryland Philip Caluert

17th Fortune Mittford dem^{ds} writt ags^{t} Elias Coleman and Ann his wife late Called Ann Steuens by her Attorney John MoreCroft in an accōn of Trespass upon the Case to the uallue of Three Thowsand pounds of tobacco

Warr^{t} to sherr̄: S^{t} Marys County to arrest &^{c}: Ret̄: 3^{d} day of January next Prouin^{all} Court to be held att S^{t} Marys &^{c}.

The abouesaid Fortune Mittford dem^{ds} the aboues^{d} Writt as Administratrix of Bulmer Mittford dec^{d}:

19th Daniel Jenifer Atturney to Jerome White Esqꝫ dem^{ds} writt ags^{t} George Dea in an accōn of Couenant to the uallue of Twenty Thowsand pounds of tobaccoe and Caske

Warr^{t} to sherr̄: S^{t} Marys County to arrest &^{c}: Ret̄: 3^{d} Aprill next Prouin^{all} Court

ditto die Daniel Jenifer Atturney of Jerome White Esqꝫ dem^{ds} writt of Summons for Geo: Yate to testifye the truth of his knowledge in ditt Causo ut Supra

Summons to sherr̄: of Ann Arrundell County to warne &^{c} uppon perill of forfeiting fiue hundred pounds of tobacco the s^{d} yates in Case he appeare not according to summons ret̄ 3^{d} Ap^{r} next Pro^{all} Court

[p. 198] Feb: 24th Thomas Hinson d̄d̄s writt ags^{t} Nathaniell Thornton in an accōn of Debt to the uallue of Tenn Thowsand pounds of tob̄:

Warr^{t} to sherr̄: of Caluert County to arrest &^{c}: Ret̄: 3^{d} Ap^{r} next Prouin^{all} Court

ditto die Thomas Hinson d̄d̄s writt ags^{t} Thomas Ringould in an accōn of the Case to the uallue of Tenn Thowsand pounds of tobacco

Warr^{t} to sher̄: Talbot County to arrest &^{c}: Ret̄: 3^{d} Ap^{r} next Prouin^{all} Court

Idem Thomas Hinson d̄d̄s writt of sum̄ons for Thomas South James Ringould and John Ringould To testifye &^{c}: in ditto Causo, forfeiture 500^{lb} tob̄: each person upon appearance not made

War^{t} to sher̄: Talbott County to warne &^{c}: Ret̄: 3^{d} Ap^{r} next Prouin^{all} Court

ditto die Walter Story d̄d̄s writt ags^{t} John Doughlas in an accōn of debt to the uallue of Sixteene thowsand pounds of tobaccoe as Administrato^{r} to the Estate of Bridgett Heard

Wart to sher̄: Charles County to arrest &c: Ret̄. 3d Aprill next Prouinall Court Liber FF

Timothy Gooddridge demds writt agst Tho: Martin in an ac̄c̄on of the Case to the uallue of fiue thowsand pounds of tob̄ 26th
Warrt to sherr̄ Talbott County to arrest &c Ret̄. 3d Apr next prouinall Court

Ditto Gooddridge d̄d̄s writt of summons for Enoch Combes Roger williams & sarah serut to Arthur Ludford to testifie in ditto Causo. warrt to Caluert County ditto die

Fortune Mittford the Administratrix of Bulmer Mitford decd demands writt against Ann Steuens widdow in an ac̄c̄on of tresspass upon the Case to the uallue of three thowsand pounds of tobacco and Caske [p. 199] March 2d
Warrt to sher̄. of St Marys County to arrest &c: Ret̄: 3d Aprill next Prouinciall Court

Thomas Gerrard d̄d̄s writt agst William Boarman in an ac̄c̄on of Tresspass upon the Case to the uallue of Twenty thowsand pounds of tobaccoe & Caske 3d
Warrt to sher̄: St Marys County to arrest &c: Ret̄: 3d Aprill next Prouinall Court

Thomas Gerrard d̄d̄s summons for Benjamin Rozer James Bowling Samuel Dobson Wm Wills Robt Slye and Wm Barton to testifye in ditto Causo upon perill of forfeiting fiue hundred pounds of tob̄: each prson to his lords̄p in Case they appeare not ditto
Wart issued ret̄: 3d Aprill next Prouinall Court

Demetrius Cartwright demds summons for Tho: Sprigg and James Veitch to testifye in Causo inter ditto Cartwright and Tho: Bowdell uppon an appeale from the County Court of Caluert upon peril of forfeiting ut supra ditto

Robt King demds writt agst Wm Greene Elizabeth his wife and John Braddy in an ac̄c̄on of tresspass to the uallue of One thowsand pounds of tobaccoe ditto
Warrt to sher̄. St Marys County to arrest &c: Ret̄. 3d Aprill next Prouinall Court

Robt King d̄d̄s writt of sumons for Mary Brow Wm Osbeston John Vanheeck Henry Pennington Geo: Marshall and Jeremy Harrington to testifye in ditto Causo: upon perill of forfeiting 500lb tob̄: each prson to the lord Propr in Case they appeare not according to sum̄ons ditto
Sum̄ons to sherr̄ St Marys County to warne &c: Ret̄ 3d Aprill next Prouinall Court

Liber FF [p. 200] March 3^{d} John Gittings d̄d̄s writt ags^{t} Henry Banister and Christian his wife in an acc̄on of tresspass to the uallue of Tenn thowsand p̄nds tob̄:

Warr^{t} to sher̄: S^{t} Marys County to arrest &^{c}. Ret̄. 3^{d} Aprill next Prouin^{all} Court

ditto John Gittings d̄d̄s sum̄ons for w^{m} Bretton to testifye in ditto Causo, upon perill of forfeiting 500^{lb} tob̄: in Case he appeare not according to sum̄ons

Sum̄ons to sher̄: S^{t} Marys County to warne &^{c}: Ret̄: 3^{d} Ap^{r} next Prouinciall Court

ditto die James Jolly d̄d̄s writt ags^{t} Peter Jones in an acc̄on of Accompt to the uallue of tenn thowsand pounds of tobacco

Two warr^{ts} issued, one to the sherrife of Baltemore County the other to the sher̄: of Caluert County to arrest &^{c}

Caecilius &^{c}: To the Sherriffe of Charles County Greeting, It is showne unto Us on the behalfe of W^{m} Smyth of S^{t} Marys County, That whereas he Caused Our writt for arrest to issue ags^{t} will^{m} Price of yo^{r} County for thirety thowsand pounds of tobacco in Our Prouin^{all} Court due to him the said smyth from the said Price as by one Obligac̄on bearing date the 7th day of Octob^{r} One thowsand Six hundred Sixty Fiue, which writt in Our said Court on the 4th day of January was by yo^{w} returned not executed, Alleadging the said Price lying und^{r} Execuc̄on Could not be remoued to Our said Court held the 4th day of January 1665 to answere the said suite without Habeas Corpus first had and Obtained which by Us in Our said Court and att the same time was allowed

Therefore Wee Com̄and yo^{w} that yo^{w} haue the Body of the said william Price before o^{r} Gouerno^{r} and Councell in Our Prouinciall Court to be held att s^{t} marys on the third day of Aprill next there to answere the said william Smyth of the aforesaid debt of thirety [p. 201] thowsand p̄nds of tob̄b̄ And further to doe & receiue what Our Prouin^{all} Court shall Consider in that Case and haue thou there this writt Wittnes Our deare Brother Philip Caluert Esqꝫ o^{r} deputy Leiutenn^{t} and Chancello^{r} of Our said Prouince of Maryland this 19th day of February 1665 Signed Philip Caluert

Robert Stack Came and desired that these ensueing papers may be Entred on Record as followeth

Know all men by these p^{r}sents that I Tho: Wynne who marryed Elizabeth the Relict of Richard Willaine and late high sherriffe of S^{t} Marys County in the prouince of Maryland haue Remised Released and for euer quitt Claimed and by these p^{r}sents doe for me my Executors and Administrato^{rs} and euery of Us Clearely & absolutely remise release and quitt Claime unto Robert Stack In the prouince of Maryland his Executors and Assignes all and all manner of acc̃ons Suites Quarrells debts dutyes bonds bills writings Obligatory Recconnings accompts and demands whatsoeuer ag^t the s^d Rob^t Stack for euer I haue had may haue or which I my Executors or Administrators or any of us att any time hereafter may haue for or by reason or meanes of any matter cause or thing whatsoeuer from th^e beginning of the world untill the day of the date hereof Wittnes my hand and seale this 16^th day of Octob^r 1665 **Liber FF**

Signed sealed & deliuered Thomas Wynne (sealed)
in the p^r sence of
W^m Caluert
Nic^o Young

Know all men by these p^r sents that I Nic^o Gwyther of S^t Marys County haue remised released and for euer quitt Claimed and by these p^r sents doe for me my heires Executors and Administrato^rs and euery of Us Clearely and Absolutely Remise Release & quitt Claime Unto Rob^t Stack in the Prouince of Maryland his Executors and Assignes all and all manner of acc̃ons suites quarrills debts dutyes bonds bills writings Obligatory Reckonnings accompts and [p. 202] demands whatsoeuer against the said Rob^t Stack for Euer I haue had may haue or which I my Executo^rs Adm^rs or any of us att any time hereafter may haue for or by reason or meanes of any matter Cause or thing whatsoeuer from the beginning of the world untill the day of the date hereof Witness my hand the 16^th day of Octob^r 1665 Nicho: Gwyther
Wittnes Ri: Smith
Jn^o Gittings

I Tho: Sprigg late sherriffe of Caluert County doe remise acquitt and for euer forgiue all manner of Fees debts dues and demands to Robert Stack as the abouemenc̃oned sherriffe haue done from the beginning of the world to this p^r sent time as wittnes my hand this 16^th Octob^r 1665 Thomas Sprigg
Wittnes Nathaniell Stone
Tho: Mountfort

Know all men by these p^r sents that I Charles Brooks high sherriffe of Caluert County doe Remise acquitt and for euer forgiue all manner of fees debts dues and demands to Rob^t Stack from the beginning of the world to this day wittnes my hand this 13^th day of Octob^r 1665 Charles Brooks
Wittnes John Turuile
the marke of
Tho: **S** Sedgwick

Liber FF In Answere and Returne uppon that Commcon entred in this booke fo: 126 take Arthur Turner and his wiues acknowledgmt to a parcell of land sold and Conueyed to Capt James Neale is as followeth

[p. 203] Com̄and Arthur Turner and Margarite his wife that Justly &c: they keepe wth Capt James Neale the Couenant &c: of One hundred acres of land in Charles County bounded upon the land of Benjamin Gill &c Philip Caluert

And the Agreemt is such that the said Arthur Turner and Margarite his wife haue acknowledged the aforesd One hundred acres of land wth its Appurtenances to be the right of the said Capt James Neale as those which the said James Neale hath of the Guift of the said Arthur Turner and Margarite his wife and the same the haue remised and quitt Claimed from them and theire heires to the aforesd James Neale and the heires of the aforesaid James Neale for euer, And further the said Arthur Turner and Margarite his wife haue granted from them and the heires of the said Arthur, That they will warrant to the aforesaid James Neale and the heirs of the said James the aforesaid One hundred acres of land wth the Appurtenances agst them the said Arthur Turner and Margarite his wife and the heires of the said Arthur for Euer, And for this Recognic̄on Remission quitt Claime fine and Concord the said James Neale hath giuen to the aforesaid Arthur Turner and Margarite his wife the sum̄e of One thowsand Eight hundred pounds of tobacco

Taken and acknowledged before us Arthur Turner
the 29th day of Nouembr 1665 the marke of
According to Commcon directed from Margarit Ʒ Turner
the honble Philip Caluert Esqꝫ Chancellor
Hugh Neale sealed
Thom: Thorowgood sealed

[p. 204] March 9th John Foxhall demands writt agst Cuthbert Fenwick in an ac̄con of Trouer and Conuersion to the uallue of three thowsand pounds of tob:

Warrt to sher̄: Caluert County to arrest &c: Ret̄ 1o day next Prouinall Court

ditto die Idem writt agst ditto Fenwick in an ac̄con of Debt to the uallue of 2571℔ tobaccoe

Warrt ut supra: Ret̄: ut supra

ditto die Idem writt agst Richard Smyth the Administrator of Tho: Wylde in an ac̄con of the Case to the uallue of 1596℔ tobaccoe and Caske

Warrt inde and Ret̄ ut supra

ditto Mary Bateman the Administratrix of Thomas Beeston d̄d̄s sum̄ons for James Thompson in Causo inter the sd Mary and Henry Keene

Wart inde to sherr̄: Caluert County to warne &c:

John Bayley dem^{ds} writt ags^{t} Reymond Staplefort in an ac̄con uppon the Case to the uallue of 40^{lb} Sterling and 8000^{lb} tob: and Caske Liber FF 12th
Warr^{t} to sherr̄: Cal: County to arrest &^{c}: Ret̄: 1^{o} day next Prouin^{all} Court

Idem writt ags^{t} ditto Staplefort in an ac̄con upon the Case to the uallue of 30000^{lb} tob: ditto die
Warr^{t} inde and Ret̄: ut supra

Idem writt ags^{t} ditto Staplefort in an ac̄con uppon the Case to the uallue of 6000^{lb} tob: ditt
Warr^{t} inde and Ret̄: ut Supra

Idem summons in ditto Causo of 6000^{lb} tob: for John Auery to testifye &^{c}: ditt
Sum̄ons for the s^{d} Auery Ret̄: first day next Prouin^{all} Court

John Bayley d̄d̄s writt ags^{t} Reymond staplefort in an ac̄con upon the Case to the uallue of 40000^{lb} tob: [p. 205] March 12th
Warr^{t} to sherr̄ Cal: County to arrest &^{c}. Ret̄: first day of the next Prouin^{all} C^{rt}.

These are in the name of the Rig^{t} Hon^{ble} the L^{d} Prop^{r} of this prouince to will & require yo^{w} to arrest the Bodyes of Edward Bisse and Philip Bisse and them in safe Custody keepe untill they shall put in sufficient security to appeare att the next Prouin^{all} Court to be houlden att s^{t} Marys on the third day of Aprill next there to be & p^{r}sonally appeare before the Gouerno^{r} Chancello^{r} & Councell then and there to answere all such thinges as shall be Objected ags^{t} them on the behalfe of the Lord Proprietary by William Smyth the Attorney of W^{m} King the Assignee of Ismaell wright and Executo^{r} of the Goods and Chattles of Ant^{o} Willton late of Caluert County deceased, allsoe then and there returne this writt And for soe doeing this shall be yo^{r} warrant Giuen und^{r} my hand this 17th day March 1665
To the sherriffe of Caluert County or his deputy

The said Smyth d̄d̄s sum̄ons for Guy White sam^{ll} Sloper & Richard Collett to testifye on behalfe of the Lord Prop^{r} in ditto Causo upon perill of forfeiting 500^{lb} tob: each p^{r}son in Case they appeare not according to Summons ditto die
War^{t} to sherriffe of Caluert County to warne the p^{r}sons ut supra Ret̄. 3^{d} Aprill next Prouin^{all} Court

Abraham Rowse demands writt ags^{t} W^{m} Hempsted in an ac̄con of tresspass uppon the Case to the uallue of fifty pounds sterling [p. 206] March 22th
Warr^{t} to sherr̄: S^{t} Marys County to arrest &^{c} Ret̄ 3^{d} Ap^{r} next Prouin^{all} Court

Liber FF ditto die Idem dem^{ds} summons for Tho: Browne Barnaby Jackson W^{m} Gaskill Elizabeth Hall and George Aldridge to testifye in ditto Causo uppon perill of forfeiting 500^{lb} tob: each p^{r}son

summons to the sher̄: of S^{t} Marys & another to the sherr̄: of Caluert County to warne &^{c}

ditto die Thomas Gerrard dem^{ds} another writt of Summons for Benjamin Rozer samuell Dobson & w^{m} Wills in S^{t} Marys County to testifye in Causo inter him and W^{m} Boarman uppon perill of forfeiting &^{c}

ditto die Thomas Gerrard dem^{ds} writt ags^{t} Philip Combes in an accōn of the Case to the uallue of Three Thowsand pounds of tobacco—another

Warr^{t} issued to the sherr̄ S^{t} Marys County to arrest &^{c} Ret̄: 3^{d} Aprill next

ditto die Fortune Mittford the Administratrix of Bulmer Mittford d̄d̄s writt ags^{t} William Thomas and Ann his wife late Called Ann Steuens in an accōn of Tresspass upon the Case to the uallue of Three Thowsand pounds of tobaccoe

Warr^{t} to sherr̄: S^{t} Marys County to arrest &^{c}: Ret̄ 3^{d} Aprill next Prouin^{all} Court

22th Thomas Nottley demands writt of Execucōn uppon any the Goods debts or Chattles belonging to Raphaell Haywood, according to an Order past the 4th January last past, directed to the Sherriffe of Caluert County besides Judiciall Charges (being 2078 th debt) Fees 260^{lb} tob.

[p. 207] March 22th Thomas Nottley demands writt of Execucōn for Sixteene hundred pounds of tobacco and Caske upon any the Goods debts or Chattles belonging to Raphaell Haywood according to an Ord^{r} past the 4th January last past besides the Judiciall Charges being 220^{lb} tobaccoe more

Warr^{t} to sherriffe of Caluert County to Execute &^{c}:

22 March Thomas Nottley dem^{ds} writt of Execucōn ags^{t} any the Goods debts or Chattles belonging to John Walton being for Fees due to the Court for Judiciall Charges amounting unto 362 pounds of tobaccoe according to an Ord^{r} of the Prouinciall Court past the 11th day of Octob^{r} last, directed to the sherriffe of Charles or S^{t} Marys Countyes or theire deputyes

Caecilius &^{c}: To all p^{r}sons to whome these presents shall Come Greeting, in Our Lord God Euerlasting Know Yee that whereas the shipe Hopewell of Kingsale in the Kingdome of Ireland whereof

John Gilson was Com̃andr and from Kingsale in the said Kingdome heither to Our Prouince of Maryland did come and arriue in the month of Octobr last past wth instruccons to trade and Comerce Liber FF

And whereas Wee being informed by Wm Caluert Esq Our Atturney Generall for Our said prouince that the said shipe was Lyable to forfeiture, upon the breach of a Certaine Act of Parliament of King Charles the second that now is begunn att westminster the 8th May 1661 in the 13th yeare of his Raigne and there Continued untill the 19th of May in the 34th yeare of his Maties Raigne and thence prorogued to the 18th of february then Next following and there continued till the 27th of July in the 15th yeare of his Maties Raigne and then Prorogued to the 16th of March then next following

It stands Enacted by the Authority of the said Parliament, that [p. 208] from and after the fiue & twentyth day of March 1664 no Comodity of the Growth produccon or manufacture of Europe shall be imported into any Island land Plantacon Colony Territory or place to his Maty belonging or which shall belong hereafter unto or be in the posson of his Maty his heires & successrs in Asia Africa or America (Tangier only excepted) but what shall be bona fide and wthout fraud laden and shiped in England Wales or the towne of Berwick upon Tweede and in English built shipping or which were bona fide bought before the first day of October 1662 and had such Certifficate thereof as is directed in One Act passed the last sessions of this prsent Parliamt, Entituled an Act for preuenting of frauds and regulating abuses in his Maties Customes, and whereof the Mastr and three fourths of the Marriners att least are English and which shall be Caryed directly thence to the said lands Islands Plantacons Colonies Territoryes or places and from no other place or places whatsoeuer, any law Statute or usage to the Contrary notwthstanding, undr the penalty of the Losse of all such Comodityes of the growth produccon or manufacture of Europe as shall be imported into any of them from any other place wtsoeuer by land or water, and if by water of the shipe or uessell also, in which they were imported, wth all her Gunns Tackle Furniture Ammunicon and Apparell, One third to his Maty [p. 209] heires and successors One third to the Gouernor of such land Island plantacon Colony Territory or place into which such goods were imported, if the said shipe vessell or Goods be there seized or informed agst or sued for, Otherwise the third part allsoe to his Maty his heires and succesors and the other third part to him or them who shall seize informe or sue for the same in any of his Maties Courts in such of the said lands Islands Colonyes plantacons Territoryes or places where the Offence was Committed or in any Court of Record in England, by Bill informacon plaint or other Accon, wherein noe Essoign Protection or wager in law shall be allowed, Uppon wch informacon to Us read Wee being willing in that behalfe Justice to doe in Complyances to the lawes aforesaid, did at Our

Liber FF Prouin^{all} Court then next ensueing held att S^{t} Marys in Our s^{d} Prouince on the 5th day of January in the yeare of Our Lord 1665 the said informac̄on cause to bee Exhibited and upon hearing of all partyes as well on the behalfe of the said ship and Owners as of the Informer, And ueiwing Well the lawes in such Cases made & prouided and all Euidences thereunto relatinge The ship aforesaid wth all her tackle furniture Amunic̄on and Apparell, Our Judges of Our said Court did finde prizable & Condemnable and then and there according to law, her the said shipe did Condemn as forfeited to Us [p. 210] by Our Royall Priuiledges of Our said Prouince By uertue of which Judgm^{t} and Condemnac̄on Wee the said ship haueing seized into o^{r} handes now riding att Anchor in S^{t} Marys riuer in Our said Prouince

Wee therefore hauing of Isaack Bedloe Merchant free Dennizen and Inhabitant of Our said Prouince, a ualuable Considerac̄on allready receiued before Our publicac̄on or Ensealing hereof hauing giuen granted bargained and sold, and by these p^{r}sents doe giue grant Bargaine and sell deliuer and Confirme unto the s^{d} Isaack Bedloe the said ship Called the Hopewell of Kingsale in the Kingdom of Ireland, Burden Fourty tunn or thereabouts wth all and all manner of Masts yards ropes tacklings and Apparell whatsoeuer belonging or in any wise appertaining; To haue and to hould the said ship and all other and singuler the said p^{r}misses hereby Bargained & sold or menc̄oned to be sold and euery part or parcell thereof wth the appurtenances unto the said Isaack Bedloe his Executo^{rs} Administrato^{rs} or Assignes to his or their owne proper use & behoofe for Euer And wee doe hereby for our selues our heires and successors as his or their proper goods and Chattles, Doe Couenant promise and agree too and wth the said Isaack Bedlo his Executo^{rs} Adm^{rs} or Assignes by these p^{r}sents, that on the day of the date hereof and att the time of the deliuery hereof, Wee haue full power lawfull right and Authority to giue grant bargaine sell and deliuer and Confirme the said ship & p^{r}misses hereby bargained and sold unto the said Isaack Bedlo his Executors Administrato^{rs} or Assignes in manner and forme aforesaid, and that Wee Our heires and susses- [p. 211] sors will warrant acquitt And saue harmless the said Isaack Bedlo his Executo^{rs} Administrato^{rs} or Assignes of and from all p^{r}sons whatsoeuer the dam̄age of the seas wth fire Enemyes men of warre Restraint of Princes States & Magestrates only excepted. Giuen at S^{t} Marys und^{r} o^{r} greate Seale of Our said Prouince of Maryland this first day of March in the four & thiretyth yeare of Our Dominion ouer Our said Prouince of Maryland annoq; Domini One thowsand six hundred sixty & fiue Wittnes Our deare sonn and heire Charles Caluert Esq; Our Leiutenn^{t} Generall of our said prouince of Maryland

Signed Charles Caluert

Liber FF To all Christian People before whome these p^{r}sents shall Come or any way may Concerne, Know yee that I Thomas Mathews of S^{t} Marys in the County of S^{t} Marys gen^{t} for diuers good Causes & Considerac̄ons him thereunto mouing hath remised released and for euer quitt Claimed and by these p^{r}sents for himselfe and his heires doth fully Clearely and Absolutely remise release and for euer quitt Claime unto Henry Warren of s^{t} Inagoes in the County of S^{t} Marys Esqꝫ in his full and peaceable possession and seazin and to his heires and Assignes for Euer all such right Interest Estate title & demand whatsoeuer as he the said Thomas Mathews had or ought to haue of in or to all that Manno^{r} of S^{t} Thomases Containing by Suruey Foure thowsand acres of land more or lesse lying in Charles County together wth all and euery part and parcell thereof wth the Appurtenances thereunto belonging unto the said Henry Warren his heires and Assignes to the onely use and behoofe of the said Henry Warren his heires and Assignes for euer, soe that neither he the said Thomas [p. 212] Mathews nor his heires nor any other p^{r}son or p^{r}sons from him or them or in his or theire names or in the right or stead of any of them shall or will by any way or meanes hereafter haue Claime Challenge or demand any Estate right title or Interest of in or to the p^{r}misses or any part or parcell thereof, they and euery of them shall be utterly excluded & barred for euer by these p^{r}sents, And allsoe the said Tho: Mathews and his heires the said Manno^{r} and other the p^{r}misses wth the appurtenances to the s^{d} Henry Warren his heires and Assignes to his or theire owne proper use and uses in manner and forme aforespecifyed ags^{t} the said Thomas Mathewes his heires and Assignes and euery of them shall Warrant and for euer defend by these p^{r}sents In wittnes whereof Wee haue hereunto set Our hands and seales this 6th day of Octob^{r} One thowsand six hundred sixty two Tho: Mathews (sealed)

In the p^{r}sence of
Charles Caluert
Henry Sewall

To all Christian people before whome these p^{r}sents shall Come or any way may Concerne, Know yee that I Cuthbert Fenwick of Caluert County in the prouince of Maryland gen^{t} for diuers good Causes and Considerac̄ons mee thereunto mouing haue remised released and for euer quitt Claimed, And by these p^{r}sents for himselfe and his heires doth fully Clearely and Absolutely remise release and for euer quitt Claime unto Henry Warren of S^{t} Inagos in the County of S^{t} Marys Esqꝫ in his full and peaceable possession and seazin [p. 213] and to his heires & Assignes for Euer all such Right Estate Title Interest and demand whatsoeuer, as he the said Cuthbert Fenwick had or Ought to haue, or in or to all that Manno^{r} of S^{t} Inagos Contayning by suruey Two Thowsand acres of land more or lesse, as

Liber FF allsoe of or to s^{t} Georges Island, lying in S^{t} Marys County aforesaid, Together wth all and euery part & parcell thereof, wth all the appurtenances thereunto belonging unto him the said Henry Warren his heires and Assignes and to the onely use and behoofe of the said Henry Warren his heires and Assignes for Euer, soe th^{t} neither he the said Cuthbert Fenwick nor his heires nor any other p^{r}son or p^{r}sons by from or und^{r} him or them or his or theire names or his or theire right or stead shall or will by any way or meanes hereafter haue Claime Challenge or demand any Estate Right Tytle or Interest of in or to the p^{r}misses or any part or parcell thereof But from all and euery acc̄on Right Estate Title Interest and demand of in or to the p^{r}misses or any part or parcell thereof, They and euery of them shall be utterly Excluded and Barred by these p^{r}sents for Euer, And also the s^{d} Cuthbert Fenwick & his heires the s^{d} Manno^{r} of s^{t} Inagos & s^{t} Georges Island wth other the p^{r}misses and appurtenances to the s^{d} Henry Warren his heires and Assignes, to his or their prop^{r} use or uses in manno^{r} and forme as afore specified, ags^{t} the said Cuthbert Fenwick his heires and Assignes and euery of them shall warrant and foreuer defend by these p^{r}sents, In wittnes whereof the s^{d} Cuthbert Fenwick hath hereunto sett his hand and seale this 12th day of July in the yeare of Our Lord God 1663

Signed and sealed Cuthbert Fenwick (seald)
in the p^{r}sence of
Baker Brooke Thomas Brooke

[p. 214]
March 22th Daniel Jenifer the Attorney of Jerome White Esqꝫ demands writt ags^{t} George Day in an acc̄on of Couenant to the uallue of Twenty Thowsand pounds of tobacco

Warr^{t} to the sherriffe of Caluert County to arrest &^{c}: Ret̄: 3^{d} Ap^{r} next Prouin^{all} Court

ditto die Idem demands writt ags^{t} the said Day in the same acc̄on and uallue

Warr^{t} to sher̄: of Ann Arundell County to arrest &^{c}: Returnable ut supra

ditto die Idem demands writt of summons for Edward sauage Caecar wheeler and Tho: Pritchard wittnesses to the lost Obligac̄on of the s^{d} Dayes

summons to sher̄: S^{t} Marys County to warne &^{c}

As allsoe summons to the said sherriffe to warne John Ricraft Thomas Browne John Defamour William Bell and Katherne Lingar to testifye and proue the said Jerome white dam̄age susteyned by the said Day in ditto suite

ditto die James Ringould dem^{ds} writt ags^{t} Ant^{o} Purse in an acc̄on of tresspass to the uallue of Eighte thowsand pounds of tobacco

Warr^{t} to sherriffe of Talbott County to arrest &^{c}: Ret̄: 3^{d} Aprill next Prouin^{all} Court

Idem summons for Henry Parker to testifye in ditto Causo upon perill of forfeiting 500^{lb} tob̄ Liber FF ditto die
Warr^{t} to ditto sheř: Ret̄: ut supra

Richard Lyde d̄d̄s writt ags^{t} John Gilson in an accōn of the Case to the uallue of fourteene pounds sterling 24th
Warr^{t} to sherr̄: Caluert County to arrest &^{c}: Ret̄: first day of the next Pro^{all} Court The same to the sheř: S^{t} Marys County and Coppy declaracon

W^{m} Lister d̄d̄s writt ags^{t} John Gilson in an accōn of the Case to the uallue of twenty pounds sterling [p. 214a] March 24th
Warr^{t} to sherr̄: Caluert County to arrest &^{c}: Ret̄: first day of next Prouin^{all} Court the same to sheř: s^{t} marys County and Copy declaracōn

Mary Bateman d̄d̄s summons for George Hutchins and Anne Price to testifye in a Cause inter ditto Bateman and Cornelius Arch Van hoofe ditto die
Warr^{t} to sherr̄: Caluert County to warne &^{c} Ret̄: first day next Prouin^{all} Court

Whereas upon Complaint made to me by Tho: Touey Tho: Frost and Thomas Smyth That Rob^{t} Brassieur the Elder late of Caluert County decd̄: by his last will did bequeath unto Tho: Touey Tho: Frost and Tho: Smyth 300 acres of land upon which he then liued and att the time of his decease left them quietly & peaceably in the possession of the said land but since Sampson Waring hauing upon false presumptions and unduly surmises suggested to the Hon^{ble} the Gouerno^{r} Obtayned an Ord^{r} to out the said Tho: Touey Tho: Frost and Tho: Smyth of theire lawfull possession
These are therefore in the name of the Rig^{t} Hon^{ble} the Lord Prop^{r} to will & require yo^{w} to make knowne unto the said Sampson Waring that hee be att o^{r} next Prouin^{all} Court to be houlden att S^{t} Marys on the 3^{d} day of Aprill next, to shew Cause (if any he haue) why the said Touey Frost and Smyth should not be restored to theire former possōn and for soe doeing this shall be yo^{r} warr^{t} Giuen und^{r} my hand this 23^{d} day of March 1665
To the sherriffe of Caluert County Philip Caluert

Records of the Prouin^{all} Court For this Prouince of Maryland [p.214b]
Beginning the Fiue & twentyth Day of March Anno 1666

Summons issued to the sherr̄: of Caluert County for Nicholas Goosey to testifye on behalfe of the Lord Proprietary ags^{t} Fran: Carpenter uppon perill &^{c}: in Case hee appeare not &^{c}:

Liber FF Summons allsoe issued to the sher̄ : of S^{t} Marys County for Josias Lambert and Ann his wife to testifye in ditto Causo ut supra

March 29th Francis Gunby d̄d̄s writt ags^{t} Henry Hare in an accōn of the Case
warr^{t} to sherr̄ : of Caluert County to arrest &^{c} : Ret̄ : p^{r} die next Prouin^{all} Court

30th Summons issued for Jone Neuill and Elioner Lindsey to testifye on behalfe of the Lord Proprietary ags^{t} Mary Marler and Hannah Price upon perill of forfeiting 500^{lb} tob : each p^{r}son in Case they appeare not according to summons
summons to sherr̄ : of Charles County to warne &^{c} : Ret̄ : 3^{d} Aprill next Prouin^{all} Court

William Smyth Enters an accōn of debt ags^{t} Fortune Mittford Adm^{x} of Bulmer Mittford for 3000^{lb} tob : & Caske

Jn^{o} MoreCroft Enters accōn of debt upon accompt ag^{t} Fortune Mittford Adm^{tx} of Bulmer Mittford for 4800^{lb} tob : & Caske and 25^{l} : 4^{s} : 8^{d} sterling

[p. 215] Humphery Warren of Charles County in the Prouince of Maryland Planter before Caecilius Baron of Baltemore (by the fauour and Grace of Charles the second King of England &^{c}) Lord Proprietary of the Prouince of Maryland and Aualon personally appeares hath acknowledged himselfe to Owe unto Thomas Nottley in the County of S^{t} Marys in the Prouince of Maryland aforesaid Merchant Fiffteene hundred pounds Sterling, To be paid unto the said Thomas or to his Certaine Attorney his Executo^{rs} Adm^{rs} or Assignes on the Feast of s^{t} Philip and Jacob next Ensueing the date of this Recognizance, And Except hee doe it he doth will and grant that the said sum̄e of Fiffteene hundred pounds of tobacco shall be Leauyed and recouered of the Goods Chattles Lands Tenements and Hereditaments of the said Humphery Warren his heires Executo^{rs} or Administrators wheresoeuer they shall be found wthin this Prouince aforesaid To the Only & proper Use and behoofe of him the said Thomas his heires Executo^{rs} Adm^{rs} or Assignes Wittnes Philip Caluert Esq Chancello^{r} this 10th day of Aprill 1666

The aboue specifyed Recognizance was att the instance of both partyes (To witt) Thomas Nottley and Humphery Warren) desired the same may be Recorded p̄ Mee Daniel Jenifer Clarke

$29\frac{3}{m}66$

Humphery Warren of Charles County in the Prouince of Maryland Planter before Caecilius Baron of Baltemore (by the fauour and

Grace of Charles the second King of England &^{c}) Lord Proprietary Liber FF
of the Prouinces of Maryland and Aualon p^{r}sonally appeares hath acknowledged himselfe to Owe unto Collonell William Euans in the County of S^{t} Marys in the Prouince of Maryland aforesaid Esqꝫ Fiffteene hundred pounds sterling To be paid unto the Said William Euans or to his Certaine Attorney his Executo^{rs} Administrato^{rs} [p. 216]
or Assignes on the Feast of S^{t} Philip and Jacob next Ensueing the date of this Recognizance, And except he doe it he doth will and grant that the said sum̃e of Fiffteene hundred pounds sterling shall be Leauyed and Recouered of the Goods Chattles and debts lands Tenements and Hereditaments of the said Humphery Warren his heires Executo^{rs} Administrators wheresoeuer they shall be found wthin this Prouince aforesaid To the onely and Proper Use and behoofe of him the said William Euans his heires Executo^{rs} Adm^{rs} or Assignes Wittnes Philip Caluert Esqꝫ Chancellor this tenth day of Aprill 1666

The aboue specifyed Recognizance was att the instance partyes (To witt) Collonell W^{m} Euans and Humphery Warren desired the same may be Recorded ℘ Mee Daniel Jenifer Clk̃e

$29\frac{3}{m}66$

Att a Prouinciall Court held att S^{t} Marys The 3^{d} day of Aprill 1666

Charles Caluert Esqꝫ Gouerno^{r}
Philip Caluart Esqꝫ Chancellor^{r}
Mr Edward Loyd
Mr Henry Coursey
Mr Baker Brooke
Coll̃ W^{m} Euans
Mr Tho: Truman
Councello^{rs}

William Smyth pl̃t
William Price def^{t}
Habeas Corpus issuing according to Ord^{r} of the Prouin^{all} Court to remoue the def^{t} downe from Charles County there in the Sherriffs Custody and und^{r} Execuc̄on to this Prouinciall Co^{rt} to answere the suite of William Smyth the pl̃t:

The defendant alleadgeth, That hee was not brought downe by [p. 217]
Vertue of the said Habeas Corpus but presst and imployed by the said sherriffe uppon publicque seruice Whereupon the sherriffe being Called, Answered That he had discharg'd him from that Seruice and since summoned by the said writt

Then being required from the defendant to put in his answere to the declarac̄on preferr'd by the pl̃t: a Coppy whereof was formerly deliuered him and is as followeth.

To the hon^{ble} the Gouerno^{r} and Councell in Prouinciall Court Assembled

S^{t} Marys ss: W^{m} Smyth of S^{t} Marys aforesaid Complaines ags^{t} William Price of Charles County in the Prouince aforesaid, for

Liber FF that Whereas the said W^{m} Price stands Endebted unto yo^{r} Compl̄t: by bond bearing date 7th Octob^{r} 1664 in the sum̄e of Thirety Thowsand pounds of tobacco and Caske as by the said Bond upon record in this Court will appeare Now soe it is that the said Price utterly denyeth and still doth deney to pay the same unto yo^{r} petition^{r} to his greate dam̄age Whereupon he bringeth his acc̄on and prayeth Order of this hon^{ble} Court for speedy paym^{t} thereof and Cost of Suite And he shall pray &^{c}

The defend^{t} Craues till tomorrow to put in his answere Which was allowed by the Board

W^{m} Hollingworth pl̄t } The pl̄t not appearing respited by the Board
W^{m} Price defendant } untill tomorrow morning

Abraham Rowse pl̄t }
William Hempsted deft } Suite fall'n—new acc̄on commenc'd

Henry Hare pl̄t }
Jonath: Sibrey deft } Compounded

W^{m} Leeds pl̄t } noe returne made by the sherriffe of Talbott
Henry Clay def } County, Whereupon Ordered the sherriffe doe shew
Cause next Prouinciall Court why hee made noe returne thereof

[p. 218] Thomas Gerrard pl̄t } This Cause respited since last Co^{rt} The Pro-
Richard Foster def^{t} } ceedings then being read, the pl̄t: saith the time exprest in the Indenture is expired and rent not tender'd according to the tenor thereof therefore forfeited to the first Enjoyer

The deft̄ desires the Oath of Marmaduke Snow may be taken therein as followeth saith that upon Christmas day last was twelue month Richard Foster tender'd a heifer to this deponant for that yeares rent, and desired him to giue him a new lease, this depn^{t} answered he had nothing to doe wth it, being askt where he tendred, answered att Mattapenny

The pl̄t^{s} Attorney alleadgeth it ought to haue been tendred to mr Gerrards Persons or to his Assignes, Conceiuing the tender not to be good in law, and that the tender was not made untill such time that the lease was expired, being then Calculated from 1643 untill Christmas 1664 it was found tender'd wthin the time

The pl̄t desires the def^{t} may produce his lease and by what title he holds this land, the defend^{t} alleadg'd he Did produce it last Court but had it not now about him, after many disputes and the pl̄t not producing his Euidence according to the Ord^{r} and respite of last Prouin^{all} Court, the def^{t} desires a full dismission from this Cause that he might not be any longer troubled in this suite

The plaintiffe then desires a Nonsuite ags^{t} himselfe may be Entred for the def^{t}, Which by the Board was Ordered **Liber FF**

The Board being humbly requested to giue theire Opinions whether euery Offender that shall Kill Other mens hoggs must sattisfye 300^{lb} tob: for a fine for euery hogg soe killed, or onely soe much for a fine lett the hoggs be more or lesse **[p. 219]**

After perusall made of that Act in such Cases prouided, Judgm^{t} of the Board is That he or they sattisfye but 300^{lb} tobaccoe for a fine and noe more and not 300^{lb} tob: for each hogg soe killed

Mary Bateman plt
Henry Keene def^{t} } Compounded

Mary Bateman plt:
Cornelius Arch van
hoofe defendant } Compounded

Philip Holleger plt:
James Southard def^{t} } dismist neither appearing

The humble pet^{n} of Mary Bateman The Relict of John Bateman Esq

Sheweth That yo^{r} pet^{rs} Husband John Bateman Esq deceased did by his last will and testam^{t} in writing Constitute and appoynt yo^{r} pet^{r} Executrix, which will yo^{r} pet^{r} did proue in solemne forme and Exhibited into the Office a true and perfect Inuentory of the Goods and Chattles of her deceased husband apprised and subscribed by Certaine Appraysers ags^{t} which appraysm^{t} there being some excepc̄ons taken, this Court was pleased to appoint and nominate Other Appraysers who did likewise reapprayse and Inuentory the said Goods, and yo^{r} pet^{r} did the last Prouinciall Court pray that her accompts might be ueiwed and allowed to which purpose the Court was pleased to assigne Audito^{rs} to Audite the same Who meeting **[p. 220]** accordingly and per-useing the same found the said Inuentory to be not agreable to the manner & forme which is Usuall by some Ouersight or Ignorance of the Wrighter, and thereupon gaue dirrecc̄ons to yo^{r} pet^{r} to get the same drawne after that usuall and Authentick forme which yo^{r} pet^{r} hath now accordingly done, & prayeth this hon^{ble} Court that the former Inuentory Exhibited and now upon Record in the Office may be taken of the file and this filed in the place thereof it being all one in substance wth the former and differeth onely in the forme And she shall pray &^{c}

Ordered the Audito^{rs} being now p^{r}sent in Court doe Examine the Inuentory now deliuered in wth the other formerly deliuered into the Office, and to giue in theire Report by the last day of this Co^{rt} wth this Inuentory now p^{r}ferr'd

Liber FF To the hon^{ble} Charles Caluert Gouern^{r} and Leiutenn^{t} Generall of the Prouince of Maryland and to the rest of his Hon^{ble} Councell

The humble pet^{n} of Tho: Hynson Most humbly sheweth That Nathaniell Thornton Mast^{r} of the James of Bristoll stands endebted unto yo^{r} pet^{r} by bill Three men seruants as by the s^{d} Bill more att large doth appeare to haue been long since deliuered att yo^{r} pet^{rs} howse in Talbott County which the s^{d} M^{r} Thornton hath not performed—Wherefore yo^{r} pet^{r} humbly Craues Ord^{r} for p^{r}sent paym^{t} wth Cost and damage And he shall euer pray &^{c}

[p. 221] Thomas Hinson plt
Nath: Thornton def^{t} } The defend^{t} puts in his answere to the foregoeing declaracon as followeth (uizt)

The defendant in answere saith that noe declaracon was deliuered to him when arrested therefore Craues an abatem^{t} in the writt Claiming the benifitt of that Act of Assembly in those Cases prouided, which Act being read the Board allowed Nonsuite thereon wth Charges as followeth

Nathaniell Thornton humbly Craues Order for his Charges ags^{t} Tho: Hinson

Nonsuite	150	300^{lb} tob:
Attorneys Fees	60	
Attendance	90	

Thomas Gerrard plt
W^{m} Boarman deft } The def^{t} not appearing Respited till tomorrow

Thomas Sprigg plt
Reym^{d} staplefort deft } Ut supra

Know all men by these p^{r}sents That I John Abington of Caluert County haue Constituted appointed and Ordained and by these p^{r}sents doth Constitute Ordaine and Appoint Mr Thomas Nottley of s^{t} Marys County my lawfull Attorney for Mee & in my name steede and place to Act in all manner of Bussinese relating unto Mee in the Prouince of Maryland as he shall see Cause and what hee shall therein doe I doe by these p^{r}sents Obleige my Selfe to Rattifye allow and Confirme giuing my said Attorney full power to Constitute One or more Attorney or Attorneys und^{r} him and att his will and pleasure to reuoke the same in as ample a manner as I might or Could doe being p^{r}sonally p^{r}sent In wittnes wherof I haue hereunto sett my hand and seale this 29th day March 1666.

Test Daniel Jenifer Hen: Adams Jn^{o} Abington (seald)

Recorded at the request of M^{r} Abington

Daniel Jenifer

To the Honble Gouernor and Councell Assembled in Prouinall Court Liber FF [p. 222]
In all humbleness Complaining

Sheweth Unto this Honble Court yor petr wm Hempsted That whereas Mr Abraham Rowse standeth Endebted unto yor petr in the sum̃e of Two Thowsand foure hundred and seauenty pounds of tobacco and Caske by Acct Endorsed on the back of this Bill of Compl̄t: which sum̃e yor petr cannot make appeare to be due by any Obligation or Condic̄on from the said Rowse, for dyet lodging or washing &c: but by accompt as aforemenc̄oned, Therefore yor petr doth referre the prmisses to the Judgmt of this Honble Court and doth pray for Order of sattisfactory paymt from the said Rowse as this Honble Court shall adjudge in Equity And yor petr will as euer bound in duty pray &c:

Wm Hempsted pl̄t
Abra: Rowse deft: } The def̄t by his letter of Attorney to Mr John Gittings makes appearance—Which is as followeth (uizt)

Know all men by these prsents that I Abraham Rowse of St Marys County in the Prouince of Maryland mercht haue Assigned Ordained and made and in my stead and place put & Constituted my trusty and well beloued John Gittings of the same County and Prouince aforesaid gent To be my true and lawfull Attorney for me and in my name and to my Use to aske sue for leuy Require recouer and receiue of all and euery prson & prsons whatsoeuer all & euery such debts and sum̃s of money as are now due and oweing unto Mee or which att any day or dayes time or times hereafter shall be due and oweing belonging or appertaining unto mee by any manner of waies or meanes whatsoeuer Giuing and granting unto my [p. 223] said Attorney by the Tenor of these prsents my full and whole power strength and Authority in and about the prmisses and upon the Receipt of any such debts or sum̃s of money aforesaid acquittances or Other discharges for mee and in my name to make seale and deliuer and all and euery Other Act and Acts Thing and things deuise and deuises in the law whatsoeuer needfull and necessary to bee done in or about the prmisses, Impowring my said Attorney One or more Attorney or Attorneys to Constitute and make and againe to reuoke att his pleasure for the recouery of any such debts and sum̃es of money as aforesaid for me and in my name to doe Execute and prforme as fully largely and amply in euery respect to all intents Construcc̄ons and purposes as I my Selfe might or could doe if I were prsonally prsent ratifying and allowing and holding firme & stable all and whatsoeuer my said Attorney shall lawfully doe or cause to be done in or about the Execuc̄on of the same by uertue of these prsents, In wittnes whereof I haue hereunto sett my hand and

Liber FF seale this 27th day of March in the yeare of Our Lord God 1666
Signed sealed & deliuered Abraham Rowse (seald)
In the p^{r}sence of
Cesar Wheeler
Edward Sauage

The abouesaid letter of Attorney was in Open Court proued By The wittnesses thereto

The def^{t} by his Attorney put's in his Answer to the plt^{s} declarac̄on which is as followeth uizt

To the Complt: of William Hempsteed Abraham Rowse humbly answereth that there Comming no accompt along wth this paper att the time hee was arrested the Bill of Complaint is alltogether insufficient and uncertaine to be answered unto & therefore prayes that the writt att law by which he was arrested may abate

[p. 224] Ordered Nonsuite pass ags^{t} the plt: wth These Charges following

Abraham Rowse by his Attorney John Gittings humbly desires this Hon^{ble} Court to allow him these Fees following (uizt)

To Nonsuite	150	270^{lb} tob:
Attorneys Fees goeing and Coming	120	

Marks Pheypo plt } Compounded
Gaspar Guerin deft

This day Came John and Nicholas Goyther Sonns to Cap^{t} Nicholas Goyther late of S^{t} Marys County deceased into Open Court and desired the Hon^{ble} Philip Caluert Esq would undergoe the trouble of being their Guardians as they were disstressed Orphants Which upon himselfe hee was willing to take being appointed before, Administrato^{r} of the Estate of the said Nicholas deceased by the Leiutenn^{t} Generall and Cheife Officer for probate of Wills and granting Administrac̄ons

Robert King plt
W^{m} Greene Eliz his wife & Braddy } deft^{s} } sherriffe returnes writt thus (languidus in persona) of William Greene but sends to George Marshall a note to desire him to be his Attorney in the Case, which the said Marshall did first produce by a peece of paper, which was not thought an authenticke power, then the said Marshall did allsoe deny (being askt if he would answere for him) to be his Attorney, whereupon the plt: Craues Judgm^{t} upon default, but the husband W^{m} Greene being incapaple of making his appearance could not pass Judgm^{t} ags^{t} the wife, But Ordered that he appeare next Prouin^{all} Court by himselfe or Attorney, Otherwise to shew Cause to the Contrary to the said Court

Walter Story Complaineth against John Doughlas Administrato^{r} to the Estate of Bridgett Heard dec^{d} In an accōn of Debt Liber FF [p. 225]

For that whereas the said Bridgett Heard in her life time did buy and purchase of this Complain^{t} seuerall Goods and merchandize to the uallue of Eighte Thowsand One hundred Twenty and fowre pounds of tobacco and Caske for the which she the said Bridgett did unto this Complainant pass her Obligacōn for the quantity of Sixteene Thowsand pounds of tobacco and Cask for the performance of the payment of the said Eight Thowsand one hundred Twenty and fowre pounds of tobacco and Caske the tenth day of septemb^{r} now last past as by the said Obligacōn and Condicōn thereunto annext may more Amply appeare, Now soe it is that this Complainant hath of him the said Doughlas as Administrato^{r} aforesaid often demand made for the p^{r}formance of the said Obligacōn, but he hath and still doth the same deny to performe, wherefore this Complainant Craueth Judgm^{t} of this Hon^{ble} Court ags^{t} the said Doughlas as Administrato^{r} aforesaid for the said Sixteene Thowsand pounds of Tobacco and Cask together wth Cost of suite &^{c}:

Know all men by these p^{r}sents that I Bridget Heard of Charles County in the Prouince of Maryland widd^{w} doe by these p^{r}sents Owe and stand Justly Endebted unto Walter Story of London Merchant his heires Executo^{rs} Adm^{rs} and Assignes in the quantity of sixteene Thowsand pounds of good sound merchantable leafe tobacco and Caske and for the true p^{r}formance hereof I binde Mee my heires Executo^{rs} and Administrators firmly by these p^{r}sents as wittnes my hand and seale this 4th day of february in the yeare of Our Lord God 1664 Verte

The Condicōn of this Present Obligacōn is such that if the aboue bounden Bridgett Heard her heires Executo^{rs} Administrato^{rs} or Assignes doe well and truely pay or Cause to be paid unto the abouesaid Walter Story his heires Executo^{rs} Administrato^{rs} or Assignes the Just quantity of Eighte Thowsand One hundred and twenty four pounds of Good sound merchantable leafe Tobacco and Cask att some Conuenient place in Charles County in Maryland att or upon the tenth day of September next ensueing the date hereof wthout fraud or delay that then this p^{r}sent Obligacōn to be uoid or else to stand in full force power and strength and uertue in law [p. 226]

Sealed & deliuered in the presence of Us
W^{m} Baker
Jn^{o} Small
Jn^{o} Emerson

the marke of
Bridgett Heard (seald)

Know all men by these p^{r}sents that I Walter Story now in the Prouince of Maryland haue made Ordained and in my place and steed

Liber FF putt John Emerson of the said Prouince my true & lawfull Attorney and Assignee for me & in my name and to my use to Aske recouer and Receiue of John Doughlas of Piciowaxon as Administrato^{r} to the Estate of Bridgett Heard all such sum̄e and sum̄es of tobacco as was due from the said Bridgett unto the said Walter Story giuing and by these p^{r}sents Granting unto my s^{d} Attorney full power to Act in the Premisses as if my selfe were then p^{r}sonally p^{r}sent as wittnes my hand & seale this second day of Aprill 1666

Signed sealed & deliuered Walter Story (seald)
In the p^{r}sence of
Samuell Clarke
W^{m} Baker

John Nuthall enters ac̄con of debt ags^{t} Fortune Mittford the Administratrix of Bulmer Mittford for twelue hundred pounds of tobacco and Caske

[p. 227]

Walter Story pl̄t Jn^{o} Doughlas Adm^{r} of Bridgett Heard deft	The pl̄t by his Attorney John Emerson produceth his foregoeing power wth the Obligac̄on and Craues Judgm^{t} thereon

The defendant Confesseth Judgm^{t} for the principle being Eighte Thowsand One hundred and twenty foure pounds of tobacco and Caske, which by the plaintiffs Attorney was accepted of and sattisfyed fully therewth

Demetrius Cartwright pl̄t Tho: Bowdell defendant	The pl̄t not appearing respited untill tomorrow morning

John Gittings plaintiffe Henry Banister and Christian his wife def^{t}	The defendant put's in his answere by his Attorney Jn^{o} MoreCroft on the back of the ensueing declarac̄on thus (not Guilty)

John Gittings of Fosberry in the County of S^{t} Marys declares ags^{t} Henry Banister and Christian his wife of Causein in s^{t} Georges Hundred in the County aforesaid for that whereas Daniel Clocker of S^{t} Marys in the County of S^{t} Marys and Mary his wife by theire Indentures bearing date the 19th day of December 1665 leased unto the said John Gittings the moyety of a Freehould Called Causein aforesaid Containing fifty acres wth all Howses Edifices Garden and Orchard wth the Appurtenances in S^{t} Georges Hundred in the County aforesaid To haue and to hould the same to him the said John Gittings and his Assignes from the day of the sealing and deliuery of the said Endenture untill the full end & terme of 7 yeares to be Compleate and ended by uertue of which lease the said John Gittings into the said fifty acres of land entred and was thereof possessed and being soe thereof possessed the same Henry and Christian afterwards to witt the 19th day of December aforesaid in the yeare aforesaid wth force and Armes &c: in the said fifty acres of land wth the Appurtenances which the sd Daniel Clocker and Mary his wife to the said Jno Gittings in forme aforesaid leased for a tearme which is not yet past Entred, and him from his farme aforesaid did Eject and Other Enormityes to him the said John Gittings did doe and thereof bringeth his suite Liber FF [p. 228]

The defendant craues that the pl̄t: would make good his title to the said land and produce theire pattent for the same, the which he could not make manifest to the Court either by lawfull Assignmt Conueyance or Pattent in making good his Claime thereto, whereupon the defendt Craues a nonsuite wch by the Board was allowed wth these Charges foll̄:

Henry Banister prayeth his Costs and Charges agst John Gittings in a suite this Court

Nonsuite	150
Attorneys Fees	60
Attendance of himselfe & one wittness 2 dayes each	120
	330

To the honble the Gouernor and Councell of the Prouince of Maryland
The humble petn of Wm Smyth

Sheweth That whereas Bulmer Mittford late of St Marys County decd was in his life time endebted to yor petr in the sum̄e of three Thowsand pounds of tobacco being the remaindr of a debt of seauen Thowsand pounds of tobacco the said Mittford was formerly endebted to yor petr

yor petr therefore humbly prayes this Honble Court to Ordr yor petr the said sum̄e of Three Thowsand pounds of tobacco to be paid by Fortune Mittford the Administratrix of the said Bulmer Mittford And he shall pray &c

Mr Daniel Jenifer [p. 229]

Whereas there is an Acc̄on of debt for 3000℔ tobacco & Caske Entred in the Prouinciall Court agst mee Fortune Mittford, Administratrix of the Goods and Chattles of Bulmer Mittford my late husband deceased by William Smyth I pray yow appeare for mee as my Attorney and Confesse a Judgmt for the same I well knowing the said debt to be really due, and this undr my hand shall be yor warrant for soe doeing, Wittnes my hand this first day of January 1665

Wittnes John Blakiston Fortune Mitford
George Day

By Vertue of the foregoeing power the said Daniel Jenifer did in open Court acknowledge Judgmt to the said William Smyth for three Thowsand pounds of tobaccoe On behalfe and in the name of the said Fortune Mittford Daniel Jenifer the Attorney of Fortune Mittford

Liber FF To the honble the Gouernor Chancellor & Councell

The humble petn of John MoreCroft Sheweth

That Bulmer Mittford deceased in his life time was endebted to yor petr in the seuerall sum̃es of Fowre thowsand Eighte hundred pounds of tobaccoe and Caske and allsoe the sum̃e of Twenty Fiue pounds foure shillings and Eighte pence sterling as appeareth by accompt, yor petr prayeth Order against Mrs Fortune Mittford Administratrix of the Goods and Chattles of the said Bulmer for the said seuerall debts And yor petr shall pray &c:

Mr Daniel Jenifer

Whereas John Morecroft hath entred an ac̄con of debt upon accompt in the Prouinall Court for foure Thowsand Eighte hundred pounds of tob̄: and Caske, and the sum̃e of twenty fiue pounds four [p. 230] shillings and Eight pence Sterling against Mee Fortune Mittford Administratrix of the Goods and Chattles of Bulmer Mittford my late husband deceased which said seuerall debts of money and tobaccoe I know to be really due to the said John Morecroft I pray yow appeare for mee as my Attorney therein and Confess Judgmt for the same, and this undr my hand shall be yor warrant for soe doeing Wittnes my hand this first day of January 1665

Wittnes John Blackeston Fortune Mittford
Georg Day

The said John Morecroft deliuers into Court his accompt acknowledg'd undr the hand of the said Fortune Mittford which is as followeth—uizt

Mr Bulmer is Debtr from the 10th day of December 1662 as followeth

Impr lent him att James towne 800lb tob̄: and Caske decembr 10th 1662	800lb tob̄	
By moneyes for Goods bought for him of mr Benjamin Cowell Feb: 7th 1663 as appeareth by the note of prticulers	..	mony 11: 7:0
Item for Physick & attendance in his sickness from the 24th August till the 24th Septembr 1664........	4000.............	0: 0:0
By moneys paid for him to mr William Newman Nouembr 28th 1664......	....	2: 0:0
By money for goods bought of Mr Cowell for him the 23d Octobr 1664 as appeares by the Bill of perticulers.	....	11:17:8
In tobacco	4800:	....
	In money	25: 4:8

Then und^{r}written the said Accompt as followeth Liber FF

I Fortune Mittford doe acknowledge that those seuer^{ll} Sum̃es [p. 231] Charged in this Accompt are allready due unto M^{r} John Morecroft from my deceased husband M^{r} Bulmer Mittford and that he did neuer yet receiue any sattisfac̄con for the same either from my said Husband in his life time or from me since his death

marke Fortune Mittford
Wittnes Nicholas X Rawlins
marke
John IB Booth

By Vertue of the foregoing power on behalfe & in the name of the aforesaid Fortune Mittford Daniel Jenifer did in open Court acknowledge Judgm^{t} to the said Jn^{o} Morecroft for Fowre Thowsand Eighte hundred pounds of tobaccoe as allsoe for Twenty Fiue pounds Fowre shillings and Eighte pence sterling Daniel Jenifer, The Attorney of Fortune Mittford

Sarah morison aged 30 yeares or thereabouts saith

That Thomas Martin sould to Timothy Gooddridge One man seruant by name Roger Williams To serue the Compleate and full terme of 5 yeares and wth all yo^{r} depon^{t} saith that she was a witnes to the said Assignm^{t} from Tho: Martin to the said Timothy Gooddridge & further saith not marke
Sworne in open Court Philip Caluert Sarah W morison

Enoch Combes aged 28 yeares or thereabouts: Examined & saith That Tho: Martin sould to Timothy Gooddridge one man seruant by name Roger Williams to serue the said Gooddridge the full & Compleate terme of fiue yeares & further saith not
Sworne in open Co^{rt} Philip Caluert Enoch Coomes

James Jolly pl̄t } Noe returne made from Baltemore County sher̄: [p. 232]
Peter Jones deft } Caluert County return'd (not to to found)

Abraham Rowse pl̄t } Declarac̄on as followeth—
William Hempsted def^{t} }

To the hon^{ble} the Gouerno^{r} and Councell of the Prouince of Maryland

S^{t} Marys ss: Abraham Rowse of S^{t} Marys in the County of S^{t} Marys Complaines ags^{t} W^{m} Hempsted of the s^{d} County for that whereas the said Abraham Rowse was possessed of Certaine Goods to the uallue of Nineteene pounds seauen shillings and six pence sterling, the Noate of perticulers of the said Goods being hereunto annexed which said Goods the said Abraham did Causually Out his pos̄s̄on loose—which said Goods did afterwards come to the handes and possession of the said William Hempsted by findeing which said Goods the said Hempsted doth deney to deliuer to the said Abraham

Liber FF though he hath been often thereunto required but hath Conuerted the same to his owne Use Whereupon he saith that he is dampnifyed to the uallue of fifty pounds sterling Wherefore he prayeth Ord^{r} ags^{t} the said Hempsted for the same—And he shall pray &^{c}

left att the howse of W^{m} Hempsted by Mee Abraham Rowse the 7th day of Decemb^{r} 1665 These following thinges (uizt)

	℔ s d
5 yds of fine spanish broad Cloth lying on the great Chest in her Chamber cost 7^{ł}: 10^{s}-0 sterling money	7-10-0
2 holland shirts in s^{d} Chest at 20^{s} p̄ ps	2- 0-0
1 paire of East Indian drawers	1- 0-0
1 paire of silk stockins	1- 5-0
[p. 233] 1 paire fine wosted stockins at 10^{s} in s^{d} Chest	0-10-0
4 handkercheifs at 3^{s} 6^{d} p̄ ps in s^{d} Chest	--14--
3 neck clothes at 5^{s} 6^{d} in s^{d} Chest	0-16-6
3 fine holland Capps at 4^{s} p ps	0-12-0
2 towells at 2^{s} 8^{d} p̄ ps	0- 5-4
6 yds of 8^{d} broad taffaty vilone at 8^{d} p̄ yd	0- 4-0
1 tufffted holland suite in the aboues^{d} Chest	1- 0-0
1 paire of Boddyes at 3^{s} 6^{d} in s^{d} Chest	0- 3-6
1 flowered sattin wascoate at 1^{ł}: 10^{s}-0 wth a silk lace in it at 6^{d} in said Chest	1-10-6
1 pottle Jugg 1 quart Jugg 1 round glass pinte bottle wth one square glass bottle wth a scrue att 6^{s} 6^{d}	0- 6-6
all these abouesaid thinges deliuered to M^{rs} Hempsteds owne handes	
1 paire of marking Iron in s^{d} Chest	0- 1-6
1 Gunn deliuered W^{m} Hempsted	1- 0-0
1 pistoll deliuered th^{e} s^{d} Hempsted being a brasse barrill and lock	0-10-0
1 red Cotton wascoate two faddom of ½ Inch rope wth a haire line & swiuell att 12^{s} 6^{d} all lying in the outermost roome ouer the beds teaster	0-12-6
½ a pound of fine thread and about ½ a pound of browne thread at 5^{s}-8^{d} deliuered to M^{rs} Hempsteds owne hands	0- 5-8
	19- 7-6
£19 : 7 : 6 sterling att 5^{s} p̄ Cent^{o} in tobacco 7733—⅓ the markett price	7733

A Just accompte
p̄ Abraham Rowse

[p. 234] The defendant deliuers into Court his answere on back the declaracon thus (Not Guilty) And desires the pl̄t: to proue his accompt

Tho: Browne sworne saith he was att M^{r} Hempsteds howse and he Liber FF did shew him some things and askt him if they would doe but cannot say much to the accompt except the broad Cloth and and some other few things and further saith not

Barnaby Jackson sworne saith, that William Hempsted and Abraham Rowse was att his howse and Rowse then demanded his Goods of Hempsted which were att his howse, but this deponant neuer saw any of the thinges, and Hempsted told him that he had none of his Goods if he had he would deliuer them to him Whereupon Rowse bid this deponant take notice of it that he denyed to deliuer him his Goods and further saith not

William Gaskin sworne in Court saith, That he knowes nothing of the Goods, but he saw m^{r} Rowse once haue a Gunn but not that he left it wth M^{r} Hempsted and heard Hempsted say that he had none of his Goods, but it was fitting the said Rowse should make him sattisfac̄c̄on for what he owes him and further this deponant saith not

Uppon hearing of all Euidences wth the substance of the whole matter on either side, It is thought most Conuenient to impannell a Jury to goe upon the meritts of the whole Cause

Ordered a Jury be impanneled against tomorrow morninge and [p. 235] that the sherriffe then make returne thereof

Court adjourn'd untill 8 of the Clock To morrow morning

All mett on the 4th day of Aprill 1666 and p^{r}sent as yesterday

Abraham Rowse pl̄t: } Both partyes appearing in Court declared
W^{m} Hempsteed defend^{t} } they held the bussiness Compounded

Maryland By Vertue of a Commission from the Rig^{t} Hon^{ble} Caecilius Lord and Proprietary of this Prouince &^{c}: Under the Test of the Hon^{ble} Philip Caluert Esqꝫ sealed wth the lesser seale of the said Prouince Bearing date att S^{t} Marys the 6th day of January last past in the 34th yeare of the Dominion of the said Lord Proprietary being the yeare 1665, Directed unto Us whose names are hereunto subscribed and seales affixed thereby impowring us to ueiw the papers of Marmaduke snow gen^{t} and M^{r} John Foxhall merchant Relateing to seuerall accompts depending betweene the said Marmaduke Snow pl̄t and John Foxhall def^{t}, according to the tenor of the said Comm^{con} Wee therefore in Obedience to the said Comm^{con} on the day therein appointed mett together att Bushwood Plantac̄on in S^{t} Marys County on Wiccocomoco riuer and Calling before Us the said Snow and Foxhall demanded theire seuerall papers and Euidences in relac̄on to theire seuerall accompts menc̄oned in the said Commission and uppon dilligent ueiw of all papers and Euidences unto Us produced Relating thereunto, Wee doe according to the best of Our Judgm^{ts}

Liber FF finde the said Marmaduke Snow Justly Endebted unto the said John Foxhall seauen hundred and fifty pounds of tobacco and Caske and [p. 236] that the said John Foxhall Ought to deliuer to the said Marmaduke Snow (if not allready done) Fower Empty Butts and three empty quarter Caske and two sider tubbs all borrowed of the said Marmaduke Snow by him the said John Foxhall, all of them to be in as good Condic̄on as when they were lent Giuen undr Our handes and seales the 29th day of March 1666 Robt Slye (seald)
To the Honble the Gouernor and Councell Tho: Nottley (seald)
in Prouinall Court These Prsent

Ordered uppon the Report aforegoeing of Mr Robert Slye and Mr Thomas Nottley Auditors in accompts betweene John Foxhall pl̄t and Marmaduke Snow Defendt now deliuered into Court, be Entred for Judgment

To the Honble the Gouernor & Councell of the Prouince of Maryland
The humble petn of John Nuthall Sheweth

That Bulmer Mittford late of St Marys County deceased in his life time was oweing & endebted unto yor petr in the sum̄e of One thowsand two hundred pounds of tobacco and Caske to be paid unto yor petr at or before the tenth day of Octobr last past, as by Bill undr the said Mittfords hand (relac̄one thereunto had) more fully and at large appeareth

Yor petr therefore humbly prayeth Ordr agst Fortune Mittford Executrix of the aforesaid Bulmer Mittford for the abouesd sum̄e of 1200lb tob: and Caske and he shall pray &c

[p. 237] Know all men by these prsents That I Bulmer Mitford am oweing and endebted unto John Nuthall in the sum̄e of One thowsand two hundred pounds of good sound and merchantable tobacco and Caske free from ground leafes and trash tobacco to be paid to the said John Nuthall or his Certaine Attorney his Executors Administrators or Assignes at upon or before the 10th day of October next coming after the date hereof att some Conuenient place in St Marys County to which paymt to be well and truely made and done I binde my selfe my heires my Executors and Administrators and euery of us firmely by these prsents, In wittnes whereof I haue hereunto sett my hand the third day of July anno domini 1665
Signed & deliuered Bulmer Mittford
In the prsence of
Wm Champe
John smith

Then appeared in Court John Morecroft gent the Attorney of Fortune Mitford and on her behalfe did to the said John Nuthall

Confess Judgmt for the said debt of One thowsand Two hundred pounds of tobaccoe Liber FF

To the honble the Gouernor & Councell In Prouinciall Court Assembled

St Mary ss: Wm Smyth of St Marys aforesaid Complaines agst william Price of Charles County in the Prouince aforesaid, for that whereas the sd William Price stands endebted unto yor Compl̄t: by bond bearing date 7th Octobr 1664 in the Sum̄e of Thirety Thowsand pounds of tobacco & Caske as by the said Bond upon Record in this Court will appeare, Now soe it is that the said Price utterly denyeth and still doth deney to pay the same unto yor petr to his [p. 238] great dam̄age whereuppon hee bringeth his acc̄on, and prayeth Order of this honble Court for speedy paymt thereof & Cost of Suite And he shall pray &c:

Wm Smyth pl̄t:
Wm Price deft̄ } The defendt for Answere saith That the pl̄t: is sattisfyed his debt wth a Plantac̄on of the defts, now in his possession

Tho: Paine sworne in ditto Causo sayth That he bought of the aforesaid Wm Price a Plantac̄on formerly Capt Wm Boarmans, and for the same this deponant sayth he pd for Nine thowsand pounds of tob̄: & upwards and further he saith not

The deft desires time to send for his wittnesses to proue that the pl̄t: hath possest the said plantac̄on uppon the accompt of the said Debt

Time granted untill tomorrow morning to the deft to proue that sattisfacc̄on is made according to the tenor of the Bond by the pl̄ts possessing of the said plantac̄on stock and Cattle.

William Price demands summons for samll Prickloue and samuell Brockett to testifye in ditto Causo.

Warrt to sherr̄: St Marys County to warne &c: Ret̄: tomorrow morning this prsent Cort

The abouesaid Paine did declare uppon Oath that the said Price did sell him the plantac̄on since he past that Obligac̄on to william Smyth

Mr John Morecroft

Whereas there is an Acc̄on of debt entred against me Fortune Mittford Admtrix of my husband Bulmer Mittford decd by mr John nuthall, I pray yow appeare for mee and Confess Judgmt for 1200lb tob: & Caske due to him the said mr John Nuthall by bond and this shall be yor warrant for soe doeing wittnes my hand this 2d Aprill 1666. Fortune Mitford

Wittnes Thomas Gerrard

Liber FF [p. 239] Thomas Gerrard Esqꝫ Complaineth agst Capt William Boarman in an acc̄on of Tresspass uppon the Case

And whereupon the said Thomas Gerrard saith that wheres the said william Boreman the 12th day of July 1665 did hire and to farme take of the said Thomas Gerrard a Certaine track of land Plantac̄on in the Mannor of Westwood beginning att a small Oke on the top of the Hill on the north side of the Cleere ground being marked wth the barke Chopt of in 4 places and stands in the west side of the path from which tree the line is to runn East One hundred perches upwards & allsoe west One hundred perches from the sd Oke to a runn southerly to a marked red Oke wth 4 small Notches standing allsoe on the west side of the path that leads to the landing from thence to runn 400 perches East and by sowth uppwards and west & by sowth downewards untill the lines meet & make a square, Together wth all howses buildings Orchards pastures proffitts priuiledges & Comodities Whatsoeuer to the sd Mannor belonging, wth all such Cattle and Swine thereupon belonging to the said Thomas Gerrard Whereof the said Thomas Gerrard hath passt Bills of sale to the sd Wm Boreman, To haue & to hould the said tract of land to him the said William Boreman his Executors Administrators and Assignes from the 24th day of Decembr 1664 unto the full end and terme of seauen yeares from thence next ensueing fully to be Compleate and Ended and during the said terme the said William Boreman to make use of any timber to be imployed for the use of the said land either for building fencing or Caske, And that the said Capt william Boreman and his Assignes should att his or theire proper Cost and Charge uphold and mainetaine all such howses buildings [p. 240] and Fences as now are shall be hereafter during the said terme Erected & built on the sd tract of land and att the end of the said terme the same to leaue in good and sufficient Tenantable Repaire, And allsoe to plant soe many apple trees and Peare trees as should be requisite for the filling up of the Orchard allready planted & prune the trees of the Orchard and Cleanse the said Orchard from Brush & underwoods, And allsoe to Render & pay unto the said Thomas Gerrard the sum̄e of Fiue thowsand pounds of tobaccoe & Caske on the 25th day of Decembr yearely, and allsoe if the said Wm Boreman should make Eleauen hundd Gallons of sider of the said Orchard, Then to pay to the said Thomas Gerrard or his Assignes One hundred gallons of Cider yearely for euery yeare during the said terme that the sd Wm Boreman should make Eleauen hundred Gallons of sider out of the said Orchard for wch sd yearely Rent of fiue thowsand pounds of tobacco & Caske the said Boreman was to pass seauen seuerall bills to the said Gerrard for euery seuerall and respectiue yeares rent of Fiue thowsand p̄nds of tob: & Caske for the said terme of seauen yeares And the said Wm Boreman then & there did Assume and promise that he the said Wm Boreman when thereunto required would signe seale & deliuer the said seauen seuerall bills Liber FF for the said Fiue thowsand pounds of tobacco and Caske yearely rent payable to the said Thomas Gerrard in manner & forme aforesaid and allsoe to signe seale and deliuer to the said Thomas Gerrard a Counterpart of a lease to be made by the said Gerrard to him the s^{d} Boreman conteyning all and euery the said Couenants and Reserua-c̄ons as is abouesaid when thereunto Required, Into which tract of [p. 241] land the s^{d} Boreman hath Entred & taken the proffitts thereof notwithstanding w^{ch} the said Boreman his p̱romise not regarding but intending deceitfully to defraud the said Gerrard the said Counterpart of the said lease and the said seauen seuerall bills for the said seauen seuerall respectiue yeares rent of Fiue thowsand pounds of tobaccoe & Caske hath refused to signe seale & deliuer Contrary to his promise & doth still refuse, to the dam̃age of the said Thomas Gerrard Twenty Thowsand pounds of tobaccoe & Caske whereupon he bringeth his suite, And prayeth Ord^{r} ags^{t} the said Boreman either to performe his said promise or to sattisfye his dam̃age by breach of the s^{d} promise susteyned

Thomas Gerrard pl̃t ⎫ The def^{t} alleadgeth (by his Attorney Wil-
William Boreman def^{t} ⎭ liam Caluert Esqꝫ) that the declarac̄on (aboue written) was to him deliuered wth seuerall blancks therein, for the dates of some dayes, therefore pleads an uncertainty therein

put to the uote wether sufficient to pass or not (Voted Good) it not touching th^{e} materiall part

The def^{t} desires a reference till next Court not being prouided wth an answere looking upon the uncertainty of the said declarac̄on Which by the Board would not be allowed that being not cause enough shewne for it. The def^{t} then puts in his answere (uizt) That he did not assume in manner & forme as in the declarac̄on is alleadg'd

The pl̃t: produc'd his wittnesses for proue (uizt)

Rob^{t} Slye aged 38 yeares or thereabouts saith that sometime in July last being in Company wth Thomas Gerrard Esqꝫ and Cap^{t} william Boreman did heare the said partyes make a firme and possitiue agreement for Westwood Manno^{r} house the Orchard and part of the land to the said manno^{r} belonging together wth all Edifices [p. 242] buildings pastures proffitts priuiledges w^{t}soeuer to the Manno^{r} belonging, as allsoe for all such Cattle & Swine as were att that time belonging to the said Thomas Gerrard upon the said Manno^{r}, and att the same time Cap^{t} Boreman was put by the said Gerrard in quiet & peceable possession of the said land that he had hired upon th^{t} Manno^{r} the which tract wth all other the bargained p^{r}misses, hee was to haue and to hold to himselfe his heires Executo^{rs} Administrato^{rs} and Assignes from the 25th day of Decemb^{r} 1664 untill the full end of seauen yeares thence next Ensueing during w^{ch} terme Cap^{t} Boreman

Liber FF was to make use of any timber necessary either for building fencing or Caske to be used or imployed on the said land, who was allsoe to make or cause to be made all manno^{r} of Reparac̄ons of such Buildings and fences as then were or should be erected or made on the p^{r}misses during the said terme and the same was to doe at his owne proper Cost and Charge, and att th^{e} end of the seauen yeares was to leaue the same in good and tenantable reparac̄on hee was yearely allsoe att seasonable times to plant soe many aple and peare trees as would be sufficient to fill up the Orchard allready planted, hee was allsoe to trimm and Cleare th^{e} Orchard from all brush and underwood as there was Occasione, and the trees he planted were there to remaine to the onely proper Use of the said Thomas Gerrard and his heires for Euer, who was to defend the s^{d} p^{r}misses and warrant the [p. 243] same to Cap^{t} Boreman his heires Executo^{rs} Administrato^{rs} and Assignes ags^{t} all persons pretending any title thereunto during the said terme, in Considerac̄on whereof Cap^{t} Boreman was to allow unto the said Gerrard yearely 5000^{lb} tob: & Caske and 100 gallons of Cider euery of those yeares that he made 1100 gallons as aboue out of the said Orchard for performance whereof Cap^{t} Boreman was to passe to the said Thomas Gerrard seauen specialtyes for the yearely payment of the said tobacco Caske & Cider to him his heires Executors Administrato^{rs} or Assignes and the said Gerrard was allsoe to signe seale and deliuer to Cap^{t} Boreman a lease for the s^{d} land the which the said partyes Concluded should bee Effectually done att the then next Prouinciall Co^{rt} that was to be held att S^{t} Marys, And they desired mr Benjamin Rozer in the interim to draw both the lease and specialtyes to the end that the same might att the time appointed be signed and the agreem^{t} fully Confirmed according to the tenor thereof

being askt (that the lease specifying swine & Cattle) if he knew what quantity answered he knew not and further saith not
sworne in open Court Philip Caluert

William Barton sworne in open Court, and askt did yo^{w} see the Bill of sale passe from mr Gerrard to Cap^{t} Boreman Answered not but onely a uerball agreem^{t} and further saith not

Benjamin Rozer sworne in open Court saith

That it being soe long since he could not remember all Circumstances, being askt doe yo^{w} remember of such a Bargaine made betweene Gerrard and Boreman, he said he had Order to draw a [p. 244] Couple of Leases & he did giue a full draught to Cap^{t} Boreman and he went with to that tree upon w^{ch} the Barke was Chopt off, and Boreman did agree to take the same of Gerrard and the s^{d} leases was drawne according to direc̄cons and was read ouer to them before signed or sealed, the number of Cattle or Swine, but all that was upon the plantac̄on, but to the Cider exprest in the declarac̄on he cannot say wether they were fully agreed upon it or noe, but it was

mencõned betweene them, neither cann he say any thinge to the Counter bond interminis though agreed upon to signe & seale the Indentures by both partyes and further saith not Liber FF
sworne in open Court
Daniel Jenifer

Samuell Dobson sworne in open Court saith that hee Knowes nothing in the Bussiness being not at the making of the Bargaine but he heard Capt Boreman was to giue 4000lb tob: for the plantacõn for this yeares rent, and that Boreman had rec̄d the proffitts of the plantacõn and he had Order from mr Gerrard to deliuer a Cow & a Calfe to Capt Boreman upon this Bargaine, And further saith not

James Bowling sworne in open Court saith, That he was not att the making of the Bargaine but some of Capt Boremans seruants liued uppon West Wood Mannor and was by when the Ground was markt, and they desired him to pace the land he did not see possession deliuered nor heard of any exceptions on either side, And further saith not

The pl̄t: alleadgeth that the deft did receiue the proffitts of the land and accepted the same

The deft denyes not but that he had pos̄sion and did receiue the proffitts for which he past his bill for that yeares rent but noe more Bills for any more yeares Alleadging allsoe that the first yeare is not [p. 245] yet expired & therefore presumes noe dammage cann be susteyn'd by the pl̄t: noe other Bargaine being made for longer time, yet hee hath sattisfyed the tobaccoes and hath his bill deliuerd in and Cancell'd, the which the deft produceth and was read as followeth (uizt)

This Bill bindeth me Capt William Boarman of St Marys County in the prouince of Maryland, my heires Executors and Administrators to pay or Cause to be paid unto Thomas Gerrard of the County of westmoreland in the Collony of Vergenia Esq: his heires Executors Administrators or Assignes, the full & Just quantity of fiue thowsand pounds of sound Merchantable Maryland leafe tobaccoe and Caske in some Conuenient place in St Marys County, on the 25th of December next ensueing the date hereof, being in full for One yeares rent of a Tract of land on westwood Mannor as appeares by Indentures bearing date the 25th decembr 1664 In wittnes to which I haue hereunto sett my hand this 22th day of August 1665

Signed sealed & deliuered
In the prsence of Us
Benja Rozer
Willm Williams

Benja Rozer doth further declare that this bill was One of the seauen Bills which was to be signed by the deft but at that time refus'd to doe it untill hee had security, (to witt) before he would signe the other 6 bills

Liber FF The Board well weighing All depositiones now taken and more especially the abouesd Bill, it imploying more terme of time then one yeare, did Judge the deft lyable either to signe and passe those other six bills which was to Compleate the seauen yeares, or sattisfye the pl̄t: all dam̄ages by him susteyned therein or in and about the land & plantac̄on which of the deft was demanded, who replyed hee would sattisfye the dam̄ages when proued

[p. 246] Whereupon Ordered that a writt of Inquiry of dam̄ages for a Jury of 12 men of the neighbourhood thereabouts doe issue to the sherriffe of St Marys County them to impannell & make returne of theire Verdict the next Prouinall Court

The Court adjournes till one of the Clock in the afternoone

All mett in the Afternoone as before

The Honble Board then taking next into Considerac̄on the Bussiness of Hannah Price, who was called & appeared, and Jone Neuill summoned as a wittness to testifye on behalfe of the Lord Propr agst the said Hannah Price being allsoe Call'd, but noe appearance made

The sherriffe of Charles County declares that the said Neuill was legally sum̄oned Whereupon Ordered that the said Jone Neuill doe sattisfye to his lord̄p fiue hundred pounds of tobaccoe for her nonappearance according to summons, and Contrary to that law in such Cases prouided

To the Honble Gouernor & Councell

The humble petn of John Bayley Sheweth

That whereas in the yeare 1662 Hee did wth Reymond Staplefort in partnership purchase a plantac̄on of Wm Jones, called by the name of Talorby in petuxent riuer the howses and all appurtenances thereunto belonging, and allsoe in Joynt stock hath put for the managing of the said plantacon seruants Cattle sheepe and Hoggs and houshould stuff, And yor petr hath allsoe wth the said Staplefort in partnershipe One Vessell named the Prouidence for both which yor petr [p. 247] hath been at great disbursmts Now soe it is that your petr for diuers Causes mouing him thereunto, doth not finde it Conuenient to Continue any longer in that Estate, & therefore did desire the said Staplefort to come to a diuisione soe that each person might know his owne the which the sd Staplefort refuseth, and as yor petr conceiues on purpose to defraud him of his Just right, Therefore yor petr Craueth Ordr for a writt of diuision wth Cost of Suite and as in duty bound shall euer pray &c

John Bayley plaintiffe } The deft put's in his answere to the for-
Reymd Staplefort defendt } goeing declarac̄on

The Plea of Reymond Staplefort to the Declarac̄on of John Bayley plaintiffe

The deft for Plea saith that the said John Bayley & this deft was Liber FF & hath been Joynt partners generally of all and all manner of other theire Goods Chattles & merchandizes & all other Goods and thinges whatsoeuer as well as of those thinges menc̄oned in the said Declarac̄on, and that the sd Reymd Staplefort hath been att great and uast expences and disbursmts and labour in about & concerning the managing of the said Joynt Stock & partnershipe betweene him and the said Bayley, all which hee is able to make appeare and is willing & ready to haue & make an accompt & diuisiȯn of the whole Joynt Stock, and that they may both bring in their accompts disbursmts and receipts to be heard seen ueiwed and determined before such Auditors as to this Honble Court shall seeme to Assigne and appoint, that such allowance of proffitt and losse may be made and Assigned to each of them respectiuely as in the Judgmt of this Court shall seeme to be Justly due to each of them respectiuely

The Honble Board Considering the tediousness and Confusione that was likely to appeare in their accompts did thinke it most Conuenient and therefore Ordered (uizt)

That Auditorrs soe Audite all accompts depending betweene the [p. 248] plt: and deft in and Concerning all expences and disbursments, made by each prson in euery perticuler relating to the sd plantac̄on And that the land be diuided by a writt of diuisione betweene each party equally agst next Cort

The plt: deliuers in his bill of Charges (uizt)

For arresting Reymd Staplefort	35
Attorneys Fees	60
4 dayes attendance	120
allowed by the Board	215

To the honble Gouernor & Councell The humble petn of Jno Bayley Sheweth

That the 12th day of February 1664 yor petr being then absent from home Reymd Staplefort entred into yor petrs Chamber and there did ripp up and break open three greate packs of Goods belonging to yor petr which cost 209lb : 14s : 3d sterling, And then did fraudulently beare away, and did hyde them in seuerall places of his owne roome, as euidently before this Honble Court hath been made appeare, for the recouering of which Goods out of the said Stapleforts handes it hath been needfull for your petr to proceed in a legall manner as he hath done agst the said Staplefort, wherein yor petr hath been at uast expences for the sherriffs Clks and Attorneys Fees, and for the wittnesses time and his owne attendance upon the Court, And allsoe the want of some part of the Goods according to the Inuoyce all which sd Charges and dam̄ages amounts to 40lb sterling and 8000lb tob: according to the bill of Charges hereto annext, for the which yor

Liber FF pet^{r} Enters his ac̄con Crauing an Order ags^{t} the said Staplefort for the paym^{t} of the said sum̄es wth Cost of suite And he shall pray

[p. 249]

M^{r} Spriggs fees for searching and finding out the Goods tenn p̄ Cent̄ is	20℔ Ster̄
M^{r} Brooks Fees for receiuing them from M^{r} Sprigge allsoe 10 p̄ Cent̄	20
	40℔ Ster̄

2200:	for 11 months store howse roome att both th^{e} sherriffes howses att 200 ℔ tob p̄ month
[*blank*]	for the Clarks Fees of all wittnesses issued forth concerning this suite
120	for Attorneys Fees 2 Courts
1800	for Francis Meggs and Thomas Boulstons time, being Carpenters and come purposely from Choptanck & were a full month before they could returne thether again is betweene them both 60 dayes at 30℔ p̄ die
1470	for 7 other wittnesses att 7 dayes for each is 49 dayes att 30℔ p̄ die
420	for John Bayleys attendance 2 Courts is 14 dayes att 30℔ p̄ die
90	for sherriffs Fees of summoning 2 wittnesses
840	for 42 Ells of Canuas wanting according to Inuoyces at 20℔ p̄ Ell
360	for 3 white Ruggs & 3 paire of wadmell stockins alsoe wanting
7000	

John Bayley plaintiffe
Reym^{d} Staplefort defend^{t} } The def^{t} puts in his answere (uizt)

The Plea & demurrer of Reymond Staplefort deft: to the declarac̄on of Jn^{o} Bayley pl̄t:

The said defend^{t} prayeth Judgm^{t} of the said declarac̄on for that he saith that the same declarac̄on & the matter in the same Conteyned is not sufficient in law to Charge the said defend^{t} Reymound wth the Charges dam̄ages and Expences in the same specifyed by hime the said John Bayley demanded, and that he hath noe need neither is bound by the law of the land to answere to the said declarac̄on [p. 250] nor the matter therein Contained And this hee is ready to auerre whereupon or want of sufficient matter in the said declarac̄on Conteyned the said Reymond prayeth Judgm^{t} of that Declarac̄on &^{c}:

The Board Considering the ac̄con, it being wrong laid and stated dismisseth the Cause and granteth the defend^{t} a nonsuite, wth the Charges following

Nonsuite	150	300℔ tob:
2 dayes attendance	60	
2 dayes com̄ing & goeing	60	
Attorney Fee	60	

To the hon^{ble} Gouerno^{r} & Councell Liber FF

The humble pet^{n} of John Bayley Sheweth

That whereas Reymond Staplefort the 22th Decemb^{r} 1664 did enter into a Clossett of yo^{r} pet^{r} which was fast shut wth a spring lock (hee being then att S^{t} Marys to assist att a Jury) wherein yo^{r} pet^{r} had seuerall bills whereupon doth remaine due 8923$^{℔\ tob}$ and Caske, and allsoe One accompt of all bussiness past in the yeare 1662, betweene him and the said Staplefort and signed by him the s^{d} Staplefort wherein is Justifyed the paym^{t} of theire plantac̄on Cattle seru^{ts} & houshould stuff, as allsoe th^{e} payment of halfe the Brigantine of purpose to defraud yo^{r} pet^{r} of his Just right, and to ruine him if not timely preuented, yo^{r} pet^{r} therefore humbly prayeth that yo^{w} will take it into yo^{r} serious Considerac̄on, and grant him an Order ags^{t} the said Staplefort for the returne of the aboue menc̄oned bills or sattisfac̄c̄on to the uallue of them, as allsoe the accompt signed by the said Staplefort wherein was Justifyed the payment of the plantac̄on Cattle seruants, Househould stuffe and Brigantine, wth Cost of suite, And as in duty bound yo^{r} pet^{r} shall pray &^{c}:

Jn^{o} Bayley pl̄t }
Reym^{d} staplefort deft } The plea of Reymond Staplefort Def^{t} to the declarac̄on of John Bayley [p. 251]

The said Reymond Staplefort he is not in any wise guilty as the said John Bayley hath aboue Complained ags^{t} him & of this &^{c}:

The pl̄t: not prouing his declarac̄on, The def̄t Craues a nonsuite which by the Board was allowed wth his Charges following

Nonsuite	150	330$^{℔}$ tobaccoe
2 dayes attendance	60	
2 dayes comming & goeing	60	
Attorney Fees	60	

To the hon^{ble} Gouerno^{r} & Councell

The humble pet^{n} of John Bayley Sheweth

That whereas yo^{r} pet^{r} the 29th May 1663, did leaue a parcell of Goods in the Custody of Reym^{d} Staplefort to make sale of for yo^{r} pet^{rs} use, & to be accomptable unto him of the produce as from the said Stapleforts hand doth appeare, Now soe it is that the said Staplefort hath Conuerted the said Goods to his owne Use, and refuseth to giue yo^{r} pet^{r} account, and make Sattisfac̄c̄on as in right hee ought to doe, The Goods att reasonable rates amounting unto 6000$^{℔}$ tobaccoe and Caske or thereabouts, yo^{r} pet^{r} hauing brought his ac̄c̄on Craues Judgm^{t} ags^{t} the said Staplefort for the said Goods in kinde or 6000$^{℔}$ tob: & Caske wth Cost of suite, And in duty bound yo^{r} pet^{r} shall pray &^{c}

9 Anchors of Brandy	4500$^{℔}$ tobaccoe
100$^{℔}$ Sugar	500
10 thowsand of 10^{d} nayles	600
10 paire of shooes	400
	6000

Liber FF [p. 252] John Bayley plaintiffe
Reymd Staplefort defendt } The deft put's in his answere

The Plea of Reymd Staplefort to the declarac̄on of Jno Bayley plaintiffe

The deft Reymond Staplefort for Plea saith, that he and the plaintiffe John Bayley were & are Joynt partners generall of all & all manner of thinges Goods and merchandizes whatsoeuer, and that these Goods aboue expressed were deliuered to him by the said Bayley to be disposed of in the Joynt partnershipe betwixt them and of these hee is ready wth all other thinges to come to accompt wth the plaintift and make deuision, there being allowed to each of them respectiuely theire disbursmts and expences wth full allowance of Proffitt and losse as is usuall in all Co-partnershipe

The deft not prouing his plea that they were in Co-partnership, when the Goods to hime were deliuered, The pl̄t: Craues Judgmt which to him by the Board was allowed for six thowsand pounds of tob̄: & Caske as allsoe these Charges following

	℔ tob:	
an arrest and sum̄ons for a wittnes......	45	345℔ tob
Attorneys Fees	60	
John Bayleys attendance 4 dayes........	120	
one wittnes attendance 4 dayes..........	120	

Summons issued for wharton and Goosey to testifye on behalfe of the lord Propr agst Francis Carpenter
sherriffe returnes this writt Executed

William Lister plaintiffe
John Gilson defendt } This Cause respited for a day

The Court adjournes untill tomorrow morning nine of the Clock

[p. 253] All mett as yesterday being 5th Aprill 1666

James Ringgould plaintiffe
Anthony Purs by his Attorney
Thomas Hinson defendant } The Plaintiffes Declarac̄on agst the Defendant is as followeth

To the Rigt Honble Charles Caluert Esqꝫ Leiutennt and Gouernor of the Prouince of Maryland And the rest of his Honble Councell

The humble petn of James Ringould most humbly sheweth

That yor petrs father did Obtaine a pattent for a tract of land Containing twelue hundred acres lying on the Easterne shore in Talbott County, and soe it was that yor petrs Father did Conuey a parcell of three hundred of the said land to yor petitionr but soe it is that Anthony Purs hath gone and seated on yor petrs land and Cutt downe much timber and sould it off the said land by making tobaccoe h̄h̄d̄s And hath allsoe proceeded further to diuide yo^{r} pet^{rs} land by Certaine trees bounded and lines drawne in survey to yo^{r} petition^{rs} great dam̄age, and yet the said Purs was knowing th^{t} by his Pattent hee had noe land there, and when yo^{r} pet^{r} saw his trees cutt and marked as aforesaid, did then take a Compass and runn the lines of the land, according to the grant of his lord̄p by Pattent, and found the said Purs a Tresspasser as aforesaid, and for better Certainty did fetch Henry Parker Deputy suruey^{r} who did runn the said bounds aforenamed, and then yo^{r} pet^{r} did warne the said Anthony Purs to depart off the said land and deliuer possession which he did refuse Liber FF

The p^{r}misses Considered yo^{r} pet^{r} Humbly Craues that this Hon^{ble} Court will be pleased to grant Order that the said Anthony Purs deliuer possession and depart off according to law in such Cases prouided, wth Cost of suite and dammage, as yo^{r} Honno^{rs} shall thinke Fitt, And yo^{r} pet^{r} shall as in duty bound pray

Know all men by these p^{r}sents That I Tho: Ringould of the County of Kent in the Prouince of Maryland gent̄ haue Assigned Ordeyned & made and in my stead & place put & Constituted my trusty and well beloued sonn James Ringould to be my true & lawfull Attorney for mee and in my name & to my use to Sue Arrest Implead Imprison any p^{r}son or p^{r}sons whatsoeuer that shall haue any accōn or Accōns whatsoeuer ag^{t} mee the said Thomas Ringould att the next Prouin^{all} Court ensueing the date hereof or att any time hereafter, giuing & granting unto my said Attorney by the Tenor of these p^{r}sents my full power strength and Authority in and about the premisses, to prosecute and Answere all such p^{r}son and p^{r}sons as shall haue any accōn or accōns as aforesaid and to recouer dam̄ages acquittances or other discharges for mee and in my name to make seale & deliuer and all and euery other Act and Acts thing & thinges whatsoeuer deuice and deuices in the law needfull & necessary to be done in and about the premisses and likewise to sue for leuy require recouer & receiue of all and euery person and persons w^{t}soeuer, and all & euery such debts and sum̄es of money as are now due and oweing unto mee by any manner of wayes or meanes or which att any day or dayes time or times hereafter shall be due & owing unto mee by any meanes or wayes w^{t}soeuer, Impowring my said Attorney One or more Attorney or Attorneys to Constitute and make, and againe to reuoke att his pleasure for the recouery of any suite dam̄age debts sum̄e and sum̄es of money as aforesaid, for mee and in my name to doe Execute and p^{r}forme as fully largely & amply in euery respect to all intents Construccōns & purposes as I my selfe could or might doe, if I were p^{r}sonally p^{r}sent, rattifying allowing and houlding firme and stable all and whatsoeuer my said Attorney shall lawfully doe or Cause to be done in or about the Execucōn of the same by uertue of these [p. 254] [p. 255]

Liber FF presents In wittness whereof I haue hereunto sett my hand & seale this 23^{d} day of March 1665
Signed sealed & deliuered Tho: Ringgould (seald)
In the p^{r}sence of Us
William Smyth
Edward Sauage

Prou'd in Open Court by William Smyth and Edward Sauage wittnesses

Bee it knowne unto all men by these p^{r}sents That I Anthony Purs in the County of Talbott plant^{r} doe Constitute and Ordaine mr Thomas Hinson of the County aforesaid my true and lawfull Attorney in any Case or Cases w^{t}soeuer in any Court or Courts of this Prouince wherein I am either pl̃t: or defend^{t} and whatsoeuer my said Attorney shall lawfully doe in my behalfe in either prosecuting imprisonninge Releasing Compounding or Agreeing I doe binde my selfe my heires Executo^{rs} and Administrato^{rs} to Confirme & allow to all intents and purposes w^{t}soeuer as done by my selfe in person, as wittnes my hand this 25th march 1666
Test John Morgan Anthony **A P** Purs
John Lane his signe

James Ringgould Pl̃t: } The Deft: Pleads not Guilty to the Tresspass Hee houlding none of the pl̃t^{s} land as
Ant^{o} Purs Defend^{t} } in his Declarac̄on alleadg'd

Interrogotorys deliuered into Court to be demanded from Tho: Sowth James Ringgould and John Ringgould, being wittnesses summoned in Causo inter Tho: Hinson pl̃t: Tho: Ringould defend^{t}

Wether yo^{w} doe not know that about 6 or 7 yeares since M^{r} Thomas Ringould of the County of Kent had a warrant for 1200 acres to take up, and that the suruey^{r} Generall did depute the said M^{r} Ringgold to marke out his land himselfe

Thomas South answers affirmatiuely as allsoe James and John Ringould Affirmatiuely

[p. 256] Wether yo^{w} were not wth M^{r} Ringgould when he went to ueiw a peece of land on the Easterne Shore neer adjoyning unto the land of m^{r} Tho: south and that m^{r} Tho: Hynson was there wth yo^{w}

Thomas South and James Ringgold Affirme it

Wether yo^{w} did not heare M^{r} Tho: Ringgould make an agreem^{t} wth m^{r} Thomas Hynson, That hee should haue halfe of his warrant aforesaid Restoring him soe many rights againe, and that he was to suruey it alltogether and Pattent it all in M^{r} Tho: Ringgolds owne name, and after wards to Assigne the halfe thereof unto m^{r} Tho: Hinson hee paying M^{r} Ringgold halfe of the Charge

Thomas South affirmes this, onely saith hee doth not positiuely remember wether hee were to returne land or rights to land, but he thinketh it was onely rights to land Liber FF
James Ringgold knowes nothing of it,

Wether yo^w did not heare M^r Ringgold agree that M^r Hinson should haue the Northermost End of the 1200 acres and that M^r Hinson named it Huntingfeild beginning att a marked Pine at the mouth of a Creeke, Called by M^r Hinson Huntingfeild Creeke
James Ringgold affirmes it upon Condic̄on to haue land
Thomas South Affirmes it, onely was not p^{r}sent at th^e marking of th^e tree

Wether yo^w doe not know that Hinsons halfe was seperated from the said m^r Thomas Ringgolds by a markt tree neer the middle of the land by agreem^t betweene themselues
Thomas South affirmes it
James Ringgold affirmes it

[p. 257] Wether this Agreem^t was not then made upon the land, and many times rehearst after, that the said M^r Ringgold would p^{r}forme it, and M^r Hinson on his part, and that thereupon the said M^r Ringgold and M^r Hinson went immediately downe to S^t Marys where M^r Robert Clarke Suruey^r Generall did Confirme the marking & pacing the land out and afterwards Confirmed by Order of Court at seuerne upon a Tryall betwixt M^r Ringgold and Cap^t wicks
Thomas South affirmes it
James Ringgold affirmes it but upon Condic̄on to haue land

Wether yo^w did not euer heare M^r Ringgold rehearse the Agreem^t before yo^w before theire goeing downe to S^t Marys presently after the marking and laying out of the land the first time
Thomas South affirmes it
James Ringgold knowes not

Wether yo^w haue not often heard m^r Hinson dem̄and the afores^d agreem^t of m^r Ringgould
Thomas South denyes it
James Ringgold denys it as here pen'd but only upon Condic̄on to haue other land

Wether yo^w did not heare mr Ringgold agree, That if Mr Hinson would giue him a h̄h̄d of tobaccoe that hee would performe the Agreem^t or mr Thomas Ringgold would giue Mast^r Thomas Hinson a h̄h̄d of tobaccoe to let it alone
Thomas South knowes nothing of it
James Ringgold saith the proportic̄on of one h̄h̄d of tob: was in Case the One halfe should proue better then the other

Liber FF Before John Ringgold had answered all the Interrogotorys The Court making inspec̄c̄on into the premisses which prou'd something difficult for the Court to understand the allegac̄ons of either party, Whereuppon it was Ordered, That by the ueiw of a Jury of twelue men of the neighbourhood, and a suruey^{r} they doe returne und^{r} theire hands to th^{e} next Prouin^{all} Court a suruey of Ant^{o} Purs and [p. 258] James Ringgolds lands now in dispute according to the bounds of each pattent And allsoe a plott of each suruey, The said lands to be laid out by a Chaine

To the hon^{ble} Charles Caluert Gouerno^{r} & Leiutenn^{t} Generall of the Prouince of maryland and to the Rest of his Hon^{ble} Councell

The humble pet^{n} of Thomas Hinson most humbly sheweth

That neer about 7 yeares last past yo^{r} pet^{r} did make an agreem^{t} wth mr Tho: Ringgold that the said m^{r} Ringgold should suruey 600 acres of land for yo^{r} pet^{r} and pattent it in his owne name, hee hauing 600 more of his owne adjoyning unto it and afterwards to Assigne halfe of the s^{d} pattent unto yo^{r} pet^{r} hee paying the halfe of th^{e} Charge and returning the said m^{r} Ringgold soe many rights againe, The which 600 acres of yo^{r} pet^{rs} aforesaid was diuided and bounded by two markt trees, distinct from the said M^{r} Tho: Ringgolds and named by yo^{r} pet^{r} Huntingfeild, beginning att a small Creeke called Huntingfeild Creeke to this day, and is allsoe named in the Pattent But now soe it is, That the said Mr Ringgold doth refuse to make an Assignm^{t} thereof Notwthstanding yo^{r} pet^{r} hath often demanded the same, and hath built & Cleer'd uppon the s^{d} land

The p^{r}misses Considered yo^{r} pet^{r} humbly Craues That his wittnesses may be sworne, who cann testifye the aforesaid Agreem^{t}, and that he may haue p^{r}sent Order ags^{t} the said Mr Ringgold according to law and good Conscience wth Cost of suite, And he shall pray &^{c}

[p. 259] Thomas Hinson plaintiffe }
Thomas Ringgold defend^{t} } The Defend^{ts} answere (uizt) The Defend^{t} pleads that the plaintiffe Claimes Six hundred acres of land beginning att the mouth of Huntingfeild Creeke and saith in his Declarac̄on that the defend^{t} hath built and Cleered the said land which thing is not true, therefore the defend^{t} prayes that the writt may abate and that the plaint̄ pay Cost & dam̄age for such unjust molestac̄on

Vide those Interrogotorys entred in fo: 255 should haue been brought in here they belonging to this sute

after which being sworne unto by South and James Ringgold, John Ringgold not answering them all, but onely this he said that he heard his father say, That m^{r} Hinson should haue his Choice of 2600 acres

After all which the Board hauing heard & seen theire allegac̄ons on both sides, could not finde any Cause of Suite, whereupon the deft Craues a Nonsuite, which was granted wth these Charges following Liber FF

To 10 dayes attendance for 2 wittnesses at 30 p̄ day	300lb tob
Attorney Fee	60
Nonsuite	300
	660

Court adjournes till 9 of the Clock tomorrow morning

All mett as yesterday being the 6th day of Aprill

[p. 260] According to the foregoeing Ordr in fo: 220 That the Auditors of the Estate of Jno Bateman Esꝗ doe Examine the Inuentory then deliuered into Cort wth the first formerly deliuered into the Secretarys Office, Came Thomas Truman John Morecroft and Thomas Mannyng the said Auditors and deliuers the same into Court by them examined & under theire hands Certifyed, as allsoe in writeinge theire Report which are both as followeth

Wee whose names are hereunto Subscribed doe Certifye to the Honble Gouernor & Councell that in pursuance of a Commcon from the Prouin̄all Court to Us directed to Audite the Accompts of Mrs Mary Bateman Executrix of John Bateman Esꝗ late of this Prouince decd: that wee haue accordingly seene perused and Examined the said accompt produced by the said Mary, And doe finde the disbursmts therein menc̄oned to be by her made about the said Estate of which she Craueth allowance are Just and as wee humbly Conceiue ought to be allowed unto her, and doe finde that the said Mary hath paid in Debts & other disbursmts about the said Estate to the uallue of One hundred seauenty Fowre thowsand One hundred and Fourety pounds of tobaccoe, and that she hath receiued and stands Charged wth by Inuentory to the uallue of One hundred Fourty two Thowsand six hundred and six pounds of tob: and that she hath paid beyound Assetts the sum̄e of Thirety One Thowsand Fiue hundred and thirety Foure pounds of tobaccoe and Caske In Testimony Whereof Wee haue sett to Our hands & seales this fifth day of Aprill in the yeare of Our Lord God 1666

Thomas Truman (seale)
John Morecroft (seale)
Thomas Mannyng (seale)

[p. 261] A true & perfect Inventory of the Estate of John Bateman Esꝗ late of this Province dec̄d taken & appraised the twentyeth day of

Liber FF January in th^{e} yeare of o^{r} lord God One thousand six hundred sixty foure, By M^{r} Thomas Truman William Groome & Richard Smith

	℔ Tobacco
Imprimis Thirty seven Ewes & two Ramms at 90^{lb}	03510
Item Eighteene Cowes one Bull & three young Calves included at 400^{lb} p̄ peece th^{e} Bull att 300^{lb}	07500
Item Three 3 yeare old Heifers at 250^{lb}	00750
Item seaventeene old Calves & yearlings at 100 per peece	1700
Item three young steeres att 300 p̄ peece	00900
Item one old Mare, one old Gelding one yearling Horse one Horse Colt	04000
Item Two Negro Men	05000
Item one Negro woman and a Child and a Girle	04000
Item Two men Servants haveing two yeares to serve and upwards	03200
Three Boyes	04000
Item two Boyes haveing almost two yeares apeece to serve	03200

In the Kitchin

Item Eighty pound of pewter at 7^{lb} p̄^{lb}	00560
Item a parcell of Old Pewter	00056
Item Three brasse Kettles two skilletts a small pott two stew panns and a Morter	00450
Item Three Iron Kettles seaven Iron Potts at 50^{lb} a peece	00500
Item Three Spitts att 20^{lb}	00060
[p. 262] Item one paire of Andirons and 4 paire of pott Racks	00180
Item Three dripping panns one Iron Morter & pesle	00120
Item foure old Frying Panns	00040
Item one old fire Shovell & tongs	00020

In the Milke howse Chamber

Item one Feather bed one Boulst^{r} two pillows one Flock boulster two blanketts one p̄^{r}e of sheetes one Rugg Darnix Curtains & vallance all Old	00700
Item one Flock bed Bolster and Rugg old	00250
Item one Chest and six Girles wast coates	00170
Item two stooles two Cushions for a Cupboard Cloth	00150
A parcell of Buttons	00060
Item one old Cloth shirte & coate	00250
One Still	00100
One Small Grapling for a boate	00040
A parcell of Wooll in a Tubb	00060

In the Milke howse

Item a parcel of Earthen ware	00100
A parcell of Wooden Ware	00150

In the Sellar		Liber FF
Item two paire of Stillyards	00120	
Item two Empty Cases of Bottles	00150	
A parcell of Lumber	00100	
In the Hall Chamber		
Item One Old Feather bedd and boulster two Pillowes two blanketts one Rug	01100	
One paire of old sheetes old Tawny Curteynes	00150	[p. 263]
Three Chaires Two Stooles One Close Stole	00100	
One small Carpett	00100	
One small Looking Glasse	00015	
In the Chamber over the New Roome		
Item one small old Feather bed and one old flock bedd Boulster and Rugg	00500	
In the Trunck 58 one Quilt	00100	
Foure paire of old Flaxen sheets and Pillow beeres	00350	
Item three paire & one od sheete	00500	
Item six Callico Cupbord cloths	00120	
Item one Table Cloth one side bord Cloth and twelue dyaper Napkins	00500	
Item One table Cloth one side bord Cloth and thirteene Napkins of Sleazy Dammaske	00500	
Item One old Table Cloth and twelue Flaxen Napkins	00120	
Item One Dozen of Callicon Napkins	00070	
Item one Table Cloth and six Knapkins Flaxen	00070	
Item one smalle Flaxen table Cloth	00040	
Item two Course towells	00050	
In the Truenck No: 49		
Item one paire of Course old sheets & three p̄r of Canvas sheets	00080	
Item foure osenbr̄ & two Canvas table Cloths	00080	[p. 264]
Item a parcell of old table Cloths and Knapkins	00080	
Item tenn Course Towells	00050	
Item one old case with a parc̄ll of Indian Truck, bells broken glasses and & Jewes Harpes	00100	
Item foure payles six Reape hookes Three Iron Skimmers two Ladles two small otter Skinns one Compas and one Chafing Dish	00170	
Item one Nett worke Hammock Old	00040	
Item a parcell of Carpenters old Tooles	00050	
A small box with three shirts & other Old Lynnen	00150	
Item one paire of Broken brasse Andirons	00150	
In the Hall		
Item one Couch	00070	
Item Three small tables	00150	
Item two small Carpetts	00080	

Liber FF	Item Eleaven Leather Chaires	00330
	Item a Napkin Presse and basket	00200
	A paire of table	00150
	Item two Blunder Bushes one unfixt	00350
	Item two small unfixt Carbines	00100
	Item Eight Gunns some Fixt some unfixt	01000
[p. 265]	Item One paire of Tongs	00010
	In the Closett	
	Item a parcell of Bookes	00500
	Item one paire of Garden sheares	00020
	A box of drawers & a small truncke	00140
	A small box a deske and a bagg for writings	00100
	A broken stoole & Cushion	00020
	In the Parlor Chamber	
	One Rugg two Blanketts two Pillowes one Flocke Bolster a parcell of Feathers, Darnix Curtains & Vallans and Carpett	00700
	Five Lowe Chaires and one Table	00200
	In M^{rs} Batemans Lodging Chamber	
	Item One feather bed one boulster two pillowes one paire of sheetes one Match Coate a Counter Payne Curtayne Vallance and bedsted	01500
	One box of drawers one small Trunck for writings & one old Chest	00080
	Item one Couch and three Wooden Chaires	00180
	one small table and two Chaires	00100
[p. 266]	One paire of Andirons whereof one is broke a fire shovell a paire of tongs a paire of Bellowes and a tosting forke	00070
	Item Foure Earthen drinking potts one small Bason two salt Sellers one Musterd pott and foure Old Knives	00040
	Two looking Glasses	00100
	one warming pann	00050
	Two pockett pistolls (Eighty)	00080
	one silver Tankard two wyne Cupps one Porringer and twelve Spoones	01800
	one small Case of Bottles one Barbars Case	00030
	Two Brass and foure tynn Candlesticks	00090
	One Watch and chayne	00350
	One old silver hatt band and five small Buttons	00080
	Item one old Mare one grey horse three yeares old next grasse one Mare Colt two years old next grasse and one horse Colt all runing Wild in the Woods & not to be brought into our Veiw	02500

In the Store		Liber FF
Item three Small Gunns	00200	
twelue Old Gunn barrells stocks without locks and Eight barrells	00300	
One paire of Hand scrues	00200	[p. 267]
In the Quarter		
One old Flock bedd	00100	
Three old Sawes & a Grinstone	00140	
Three pestles	00060	
A small trading Gunn	00080	
In the Hogg Penn		
Seaven Sowes and Piggs one Boare and three shootes	01150	
Hopefull Debts		
Item fourteene servants and the Overseers crop of tobacco made Anno 1663 44 hohh^{ds} Cont̄	15562	
Item one hundred and five barrells of Indian Corne made anno 1663 Provision for the family		
A parcell of Beefe and seven hoggs salted Anno 1663 w^{ch} was provision for the family 6 Bushells of wheat an^{o} 1663 p̄vis^{n} for th^{e} Family		
Item to th^{e} Cropp of tenn serv^{ts} & the overseers Cropp anno 1664 49 hogshedds Cont̄	17828	
Item fifty one Barrells of Indian Corne Anno 1664 Provision for the family		
Nine hoggs Kild anno 1664 foure steares kild anno 1664 w^{ch} was Provision for the family		
Item fifteene Bushells of wheat Anno 1664 which was Provision for the family,		
To one Sloope Sould for	08000	
To one Girle sould for	02000	[p. 268]
To one horse sold	01500	
To one horse & twenty sheep sould	04300	
To one Cow & Calfe sold	00650	
To thirteene sheepe sould	01760	
To Hoggs sold to John Jones	00500	
Peter Sharpe by Bill	03400	
Thomas Marten by Bill	00400	
Stephen Gary By Bill	01110	
John Read by Bill	00801	
Edward Cowdery by Bill	00334	
M^{r} Hugh Stanley by Bill	00485	
M^{r} Hugh Stanley by Bill	00380	
John Sewall by Accomp^{t}	00137	
Robert Coberthwaite by bill	00858	
Secretary Sewall by bill	01000	
Francis Jackson by bill	00700	

Liber FF	Henry Thickpenny by bill	00986
	Robert Garrison by Bill	00623
	George Whittle by bill	00227
	Andrew Robinson by accot	00497
	Thomas Barbary by bill	00430
	Michaell Basey by bill	00448
	Robert Coberthwaite by bill	00408
	John Sewall by account	00392
	Alexander Watts by accot	00415
	Wm Innis by bill & accot	00411
	Henry Robinson by bill	00353
	Samuell Chew by Bill	01035
	Hug King by accot	00200
	Arthur Ludford by accot	00492
	Secretary Sewall by Accot	00335
[p. 269]	Henry Keene by bill	00700
	John Barby by accompt	00374
	John Abington by accot	00200
	Philip Calvert Esq	10934
	Thomas Buditt by bill	00560
	Desperate Debts and out of the Jurisdiccon of the Province	
	Mr Kendall in a forreingne Province 288 Guilders By bill in Deverax Brownes hands	
	Mr Stone by accot	00360
	Richard Hobbs 10lb ster̄ by note	
	Charles Scarbrough in a forreigne Province by bill	00549
	Capt Henfeild by Bill one barrell of Powder	
	Devorax Browne Forreigne as by a noate appeares undr his hand	05260
	Richard Armstrong 100 Armes length of Roaneoke by Bill	
	Richard Armstrong by bill 300 armes lenght of Roaneoke	
	Godfrey Harmer 200lb of Beaver by bill	

Tho: Truman
Ri: Smith
Will: Groome

Whereas Mr John Bateman in Considerac̄on of a marryage with [p. 270] Mary Perry the daughter of Margarett Perry became bound to the said Margarett by obligac̄on bearing date the foureteenth of Augt One thousand six hundred forty nine the sume of Two thousand pounds Sterling with Condic̄on that if the sayd Mary should out live him the said John Bateman that he the said John Bateman should leave her an Estate of the vallue of one Thousand pound sterling for a Provision of Maynteynance

And whereas the said John Bateman for the satisfacc̄on of the said Condic̄on of the said bond, did by his last will and testamt, in writing made the three and twentyeth of November one thousand six hundred sixty & three give and bequeath certeyne lands amongst other things to the said Mary in satisfac̄con of the Condic̄on of the said bond which is not of th^{e} vallue nor neere the vallue of the said one thousand pounds menc̄oned in the said Condic̄on of the said Obligac̄on And the said Mary requesting us the Appaysors of the Estate of the said John Bateman by the Court appoynted to appraise and sett downe the true valuac̄on of the said land Att the request of the said Mary wee have Considered of the vallue of the said lands and doe accordingly vallue the same as followeth vizt Liber FF

	℔ tobacco
Thorpes Free hold being 400 acres	04000
The Residue of the Resurrec̄con Manno^{r} that was not Aliened by the said John Bateman before his Death	65000

In Testimony whereof wee haue Subscribed our names the second day of Aprill in the yeare of our Lord God One Thousand six hundred Sixty and six [p. 271]

Tho: Truman
Ri: Smith
Wiłł Groome

Seene and Examined by us the fifth of Aprill One thousand six hundred Sixty and Six

Thom: Truman
John Morecroft
Tho: Mannyng

Ordered (according to the pray^{r} of the Petic̄on of Mary Bateman in folio two hundred and twenty) That the foregoeing Inventory be put on the File in the Secretary's office, and that the former Inventory delivered in be taken of and this to Remayne for good

To the Hon^{ble} the Governo^{r} and Councell of the Province of Maryland

The humble petic̄on of Mary Bateman Relict of John Bateman Decd Sheweth

That upon the Agreement of the Marriage betweene the said Mary and John Bateman and your Petic̄oner Itt was agreed betweene Margarett Perry of London Widdow and your Petic̄oners Mother and the said m^{r} Bateman that the said M^{r} Bateman should give bonnd of two thousand pounds sterling to the said Margarett to leave att his death an Estate of one thousand pounds sterling as a provision of Mayntenance in case shee should overlive the said John Bateman her husband w^{ch} the said Mary did And the said John Bateman did by his last will & testament bequeath to your petic̄oner certeyne lands servants Negrooes and goods for and in lew thereof but your petic̄oner finding her said husbands Estate much intangled and ingaged in Debts did not Conceive itt safe to accept the same in satisfac̄con thereof, but upon her Administring as Administratrix the said Margarett Perry sued the sayd bond and had Judgment thereupon ag^{t} the Estate of the sayd John Bateman and your Peti- [p. 272]

Liber FF c̄oner is willing to accept the land soe bequeathed to her as aforesaid for satisfac̄con of such parte and soe much of the said one thousand pounds as the vallue thereof shall amount to itt being valued by the Appraysors of the Estate

And prayeth that this hono^{ble} Court would Order the same and that the Residue of th^{e} one thousand pounds may be satisfied out of th^{e} Estate of the said John Bateman with the Cost and Charges of this Sute which the Attorneys of the said Margarett Perry is willing to accept in satisfac̄con of the Judgm^{t}, w^{ch} is for Two thousand pounds sterling to be payd in Tobacco att the Rate of Three
[p. 273] halfe pence per pound And that your petic̄on^{r} may soe incert itt in her Accompt and have itt soe allowed of

And shee shall pray &^{c}

Upon debate of the foregoing Petic̄on it was put to the vote whether necessary to grant the same W^{ch} was in Generall granted by the Board

Then came Thomas Mannyng and John Gittings and delivered in this Ensueing paper as followeth

To all Xpian People to whome theis presents shall come Greeting &c, Wee Thomas Mannyng and John Gittings Attorneys of Margarett Perry as by the said l̄re of Attorney under her hand and Seale upon Record more att large appeareth Having Obteyned Judgment against the Estate of John Bateman Esqꝫ deceased for the sum̄e of Two thousand pounds Sterling due by bond with Condic̄on that if Mary Bateman should out live the said John Bateman that he the said John Bateman should leave her an Estate to the vallue of one thousand pounds sterling as by the said bond upon Record more att large alsoe appeareth Have accepted and are Willing to accept in part of satisfac̄con of the said bond the land bequeathed in the said John Batemans last will and testament
[p. 274] to the said Mary and according to the valuac̄on apprаysed att Sixty Nine Thousand pounds of tobacco which tobacco is valued att Three halfe pence p̄ l̄b which amounteth to in money foure hundred thirty one pounds five shillings sterling Whereunto wee have sett our hands & Seales this fifth day of Aprill in the yeare of our lord God one thousand six hundred sixty sixty and six

Tho: Mannyng (seale)
John Gittings (seale)

Then Came Mary Bateman the Executrix of John Bateman Esqꝫ decd̄ and delivered into Court an Accompt of Debts and disburssments payd by her due from the said Batemans Estate and certified under the hands of the Audito^{rs} of the said Accompt which is as followeth

An Accompt of the debts and disburstments payd by M^{rs} Mary Bateman Executrix of M^{r} John Bateman which were due from the Estate of the said Bateman for w^{ch} shee humbly craves allowance Liber FF

	℔ tobacco	
Payd to Cap^{t} Thomas Harwood for two serv^{ts} M^{r} John Bateman bargayned for in his life tyme th^{e} one of th^{m} delivered by him to M^{r} Thomas Mathewes for a debt due to the said Mathews and the other apprased in the Inventory	03542	
To M^{r} Thomas Jordaine by Order of Court	04788	[p. 275]
To Robert Perry by order of Court	12229	
To John Pollard for Wages for Cask Anno 1663	01707	
payd a Seaman from bringing th^{e} sloope	00040	
To Tho. Montford by order	02648	
To Richard Collett for leavyes &^{c} sher̄	00960	
To John Raynsford for necessaryes for the funerall	00782	
To M^{r} Wedger by Order of Co^{rt}	01922	
To John Barrington for Provisions	00278	
To Andrew Cooke by Ord^{r} of Cort	01922	
To Peter Joy for wages 1664	00600	
To M^{r} Senser by order of Court	08063	
To m^{r} Fisher for Necessarys as Nayles &^{c}	00731	
To Foster for Fish & Salte	00683	
To M^{r} Dunch by Order of Co^{rt}	01049	
To Cap^{t} Thomas Harwood for Repaire of the Sloope	01005	
To Walter Senserfe for disburstments for th^{e} family	04488	
To M^{r} Bedlow by Order of Co^{rt}	02420	
To Nathaniell Burroughes by Order &^{c}	00650	
To th^{e} Cooke of the Bristow ship due by bill	00444	
Freedome Clothes of two seru^{ts}	00200	
Rotten tobacco leavyed by th^{e} sherriffe of Stephen Gary	01110	[p. 276]
To Richard Collett due by bill	00410	
To M^{r} Baker Brooke by acco^{t}	00400	
To George Read by ord^{r} of Co^{rt}	01200	
To Thomas Mannyng by ord^{r}	02280	
To m^{r} Sprigg sher̄ for rent leavyes & order of Court on th^{e} behalfe of th^{e} Orphan of Belch^{r}	07861	
To M^{r} Sprigg by orders	03675	
To Pollard for Wages for caske 1664	01000	
To M^{r} Nottley by Order of Court	00860	
To Henry Keene for Wages for Carpenters Worke to repaire th^{e} house 1664	02220	
To Stephen Clifton by o^{r}der	00778	
To Walter Pake by Order	00225	
To Henry Thickpenny Eight Barrells of Corne	00986	
To m^{r} Stanley by a Receipt w^{ch} he discounted in his Bill	00482	
To James Tompson for sallery for receiving tobacco	00681	

Liber FF One hundred and five Barrells of Corne Spent in the Famyly and a parcell of Beefe & seaven hoggs & six bushells of wheate Anno 1663	
Fifty one barrells of Corne Nine hoggs four steeres fifteene bushells of wheate spent in the Family Anno 1664	
[p. 277] William Muffett by Order	00286
To the Taylor for makeing Cloathes	00900
To mr Thomas Truman by Accompt	00886
To Barnaby Jackson by Order of Court	00500
To Secretaryes Fees for A ducree	00772
Charges in the Defence of th^{e} Estate at seūall Courts (vizt) to James Thompson	01507
To serving the Execuc̄on of Margarett Parrey	01690
To Secretarys Fees in the said suite	00286
paid to John Gittings for writing of severall businesse for M^{rs} Perry	00286
Item for the Residue of the one thousand pounds sterling being the Condic̄on of the bond of two thousand pound for wch M^{rs} Margarett Perrey obteyned Judgm^{t} ag^{t} M^{r} Batemans Estate & the Cost and charges & Attorneys in that Suite which the Attorneys of M^{rs} Perry is willing to accept in satisfacc̄on of the sayd Judgment M^{rs} Bateman being allowed the land in part of her One [p. 278] thousand pounds sterling according to the Condic̄on of the bond which land is valued by the Apprysors at Sixty Nine thousand pounds of tobacco which Amounteth in money to foure hundred Thirty one pounds five shillings sterling being five hundred sixty eight pounds fifteene shillings sterling and cometh to in tobacco at three halfe pence p̄ ^{lb} 91000 And the Accomptant craves Allowance for the said	91000
Summa total	174140

Seene and Examined by us this fifth Day of Aprill one Thousand six hund^{d} sixty six

Tho Truman
Jo^{n} Morecroft
Tho: Mannyng

The Foregoing Accompt was by the Board allowed and Justifyed by the Audito^{rs} then present by

Wherepon Ordered th^{t} itt be Entred on Record & that th^{e} s^{d} Mary Bateman have Quietus Est forthwith upon th^{e} Estate of th^{e} s^{d} John Bateman Esqꝫ dec̄d

[p. 279] Know all men by theis p̄nts That I Job Nutt Citizen and Grocer of London Have assigned ordayned and made and in my stead & place by theis presents put and Constituted my Trusty and well

Liber FF

beloved freind Edward Perce Master of the good shipp called the Golden Fortune to be my true and lawfull Attorney for me & in my name & to my use to aske sue for levy require recoū & receiue of William Groome of Petuxent in the Province of Maryland his heirs Executo^{rs} Adm^{rs} or Assignes one thousand two hundred pounds of leaue tobacco in caske as itt Riseth from th^{e} growth of the Arranocoe sort from my plantac̄on and one thousand pounds of leave tobacco of the best sweet sented in caske from the growth of my Plantac̄on and like wise to receive Thirty nine pounds one shilling and foure pence for the Goods my said Attorney delivered into the hands of the said William Groome the last yeare and alsoe to receive what he will pay you of the debts that was left in his hands by John London Givein and by theis p̄nts Granting unto my said Attorney my full and whole power strenght and Authoryty in and about the premisses and upon the Receipt of any such Goods debts sum̄e or Sum̄es of money aforesaid accquittances or other discharges for mee and in my name to make Seale and deliver and all and Every other Act and Acts thing and things Device and Devices in the law whatsoever needfull and necessary to be done in and about the premisses for the Recoūy of all or any such Goods Debts Sum̄e or sumes of money as aforesaid for me and in my name to doe Execute and performe as fully largly and amptly in [p. 280] every respect to all intents Construcc̄ons and purposes as I my selfe might or could doe if I were p̄sonally present ratifying allowing and holding firme and stable all and whatsoever my said Attorney shall lawfully doe or cause to be done in or about the Execuc̄on of the premisses by vertue of theis presents In wittnes whereof I the said Job Nutt have hereunto Sett my hand and seale the Ninth day of October Anno Regni Caroli secundi nunc Anglia &c Decimo Septimo Annoqȝ domini One thousand six hundred sixty and five

Sealed and deliūded to the use of Job Nutt (seale)
Edward Pearss abovesaid in the
presence of
Thomas Rymell
Abrā London
Edward Lewis

This Indenture made the five and twenty day of december Anno Dom̄ One thousand six hundred sixty and five in the seaventeenth yeare of the Reigne of our Soūigne lord King Charles the second of England Scotland France and Ireland Defendo^{r} of the Faith &^{c} Betweene William Groome of Puttuxen in the Province of Maryland Planter on the one part and Job Nutt Cittizen and Grocer of London on the other part Wittnesseth that the said William Groome for and in considerac̄on of the Rent and Covenants herein after Reserved and conteyned on the behalfe of the said William Groome

Liber FF [p. 281] his Executors and Assignes to be paid and performed Hath demised betaken and to farme Letten And by these p̄nts doth demise betake & to farme lett unto the said William Groome All that Plantac̄on or parcell of ground conteyning by estimac̄on one hundred and fifty acres be itt more or lesse And all and singuler houses Store houses and Edifices erected standing and being in and upon the said plantac̄on or any part thereof now or late in the tenure or Occapac̄on of John London and William Chaplyn or one of them Scituate lying and being in or neere Puttuxen river in Maryland on the North side of the s^{d} river adjoyning or abutting on Leonards creeke on the westerly part and on the Fishing creeke on the Easterly parte which said Plantac̄on and premisses the said Job Nutt Did heretofore purchase of and from Henry Meeses Together alsoe with the use profitt and benifitt of five men servants by the said Job Nutt to be furnished and supplyed upon the said Plantac̄on and of the yssue and encrease of them together alsoe with the use and Occupac̄on of all cattle of what kind soeū; Cowes Swyne sheepe and poultry and of the encrease thereof upon and belonging to the said plantac̄on and which shall be Expressed in a certeyne Schedull thereof to be made as is hereafter menc̄oned together alsoe wth the use of two boates whereof one is new and of Foure Oares whereof two are Ash remayning upon the said Plantac̄on and belonging to the said Job Nutt untill the said Job Nutt shall haue Occasion to use and [p. 282] take away the same And all and singuler pastures Feedings waters Priviledges Commodityes Houshould stuffe goods and appurtennances whatsoever to the said Plantac̄on houses and premisses belonging or in any wise apperteyning or therewith used and enjoyed or reputed taken or knowne as part or parcell thereof (except and all wayes reserved out of this present Demise and Grant unto the said Job Nutt his heires and assignes all timber and timber trees and other trees growing standing and being in and upon the premisses or any part thereof other then what timber shallbe usefull and needfull for makeing of Caske and repayring and building upon the premisses which the said William Groome and his assignes may take at pleasure makeing noe Wast To have and to hold the aforesaid Plantac̄on houses and all and singuler other the premisses except before Excepted unto the said William Groome his Executo^{rs} Administrators and assignes from this present Feast day of the birth of our Saviour Christ unto the End and terme of three yeares from thence next Ensueing fully to be Compleat and Ended yeilding Rendring and paying there fore yearely And the said William Groome for himselfe his Executo^{rs} Administrators and assignes doth Covenant and grant to and with the said Job Nutt his heires Executors and Assignes to yeild render and pay therefore yearly during the said terme unto the said Job Nutt his heires Executo^{rs} or [p. 283] assignes the yearly rent or Rents of twelue thousand pounds weight of good Ordinary tobacco cleere of grounds leaves and seconds and

Liber FF one thousand weight of sweet sented tobacco all in good caske whereof and equall porcon to be of the first and Second striking and soe proportionably of the first and second striking for a greater Quantity to be planted on the said Plantac̄on to be delivered yearely att the usuall Season upon the said Plantac̄on in Cask And the said Job Nutt for himselfe his heires Executo^{rs} and assignes doth Covenant grant and agree to and wth the said William Groome his Executo^{rs} and and assignes by theis p̄nts that the said Job Nutt or his assignes shall and will furnish and Supply the said plantac̄on wth five able men servants of the age of seventeene yeares and upwards for the use of the said William Groome And if and as often as any of the said five servants shall dye or be dismissed with others in their Roome from the said service by the Order of the said Job Nutt that then the said Job Nutt or his assignes shall and will supply such of them as shall soe dye or be dmissed with others in their Roome from tyme to tyme during the said terme And that the said Job Nutt his Executo^{rs} or assignes shall and will yearly Prvide furnish and send unto the said William Groome by some good shipp or shipps [p. 284] good and sufficient cloth stockins shooes and other nessaryes of Apparell to the cleere yearly value of forty pounds sterling as the same shall cost in London towards the mayteynance of the said Servants during the said terme Provided allwaies and it is agreed betweene the said parties to theis p̄nts that if any of the said Five servants shall dye or depart this life in any yeare before the tenth of June during the said terme that then the said Job Nutt shall rebate and allow out of the said yearly rent of twelue thousand weight of Ordinary tobacco one thousand weight of tobacco for eũy such servant soe dyeing before the said tenth of June And that itt shall and may be lawfull to and for the said William Groome and his assignes to defalke and deduct the same out of the said Rent from tyme to tyme accordingly any thing in these presents to the Contrary thereof Nottwithstanding And the said William Groome for himselfe his Executors Administrators and assignes doth Covenant grant and agree to and with the said Job Nutt his heires Executo^{rs} and assignes by theis p̄nts that the said William Groome his Executors Administrato^{rs} or assignes shall and will pay or cause to be paid unto the said Job Nutt his heires Executo^{rs} or assignes the said yearly rent or rents of twelue thousand weight of good ordinary tobacco cleere of grounds leaves & seconds and one thousand weight [p. 285] of sweet sented all in cask att the dayes and tymes and in manner upon the said plantac̄on as aforesaid during the said terme And the said Wiliam Groome his Executo^{rs} and assignes shall and will att his and their proper costs and charges well and sufficiently repaire maynteyne susteyne amend & keepe all and eũy the houses Store houses Edifices Fences bounds of and belonging to the said plantac̄on And with all and all manner of needfull and necessary reparac̄ons and amendments during the said terme And the said Plantac̄on houses

Liber FF Edifices and all other Edifices to be Erected and premised with the appurtenances soe well and sufficiently susteyned maynteyned amended and kept att the End Expirac̄on or other Determinac̄on of the said terme which shall first happen unto the said Job Nutt his heires Executo^{rs} or assignes peaceably and quietly att the End Expirac̄on shall leave surrender and yeeld up Together alsoe with thirty barrells of Corne and with all Cattle Swyne Poultry and other things remayneing and being in and about the said Plantac̄on and premisses and w^{ch} shall be Expressed in a Schedull hereafter agreed to be taken of the premisses together wth all the yssue and increase of the [p. 286] said Servants cattle and other things to be made and arise during the said terme And it is Covenanted Concluded and agreed by and betweene the said parties to theis presents That the said Job Nutt or his assignes shall and will with all Convenient Expedic̄on cause the said Plantac̄on to be cleered Att or after the s^{d} Feast of the birth of our lord God next coming and then afterwards deliū the possession thereof to the said william Groome and alsoe deliver and Supply unto him Thirty barrells of Corne And that then a Schedull or Inventary in writing shall be taken by the said parties of all Cattle Servants Swyne Poultry and other moveables, and materialls belonging to the said Plantac̄on houses and Storehouses to be interchangably subscribed by the said parties or their assignes whereof one part to Remayne in the hands of the s^{d} Job Nutt and the other part thereof in the hands of the said William Groome And itt is granted Concluded and agreed betweene the said parties to theis p̄nts that the said William Groome his Executo^{rs} and assignes shall att his and their Costs and charges pay satisfy and discharge all leavyes Taxes and dutyes whatsoever to be levyed layd and disposed upon the said Plantac̄on and tobacco there upon to be made during the said terme And moreover it is agreed betweene the said parties to theis p̄nts that itt shall and may be lawfull to and for the said Job Nutt his heires Executo^{rs} and assignes to build a Store house upon the s^{d} premisses for his and their Occasion And alsoe that the said Job Nutt shall and will permitt and suffer the said William Groome to build the like storehouse or any other Edifice upon the premisses [p. 287] for his and their Occasion such timber upon the premisses as well for building thereof as for makeing caske for the service makeing noe wast as shall be needfull And the said Job Nutt doth hereby for himselfe his heires Executo^{rs} and assignes Covenant and grant to and with the said William Groome his Executo^{rs} and assignes that the said William Groome his Executors and assignes paying the Rent and Rents above reserved, and performeing the Covenants articles and agreements herein Conteyned on his & their part to be performed shall and lawfully may peaceably and Queitly have hold possesse and Enjoy the said plantac̄on Edifices and premisses (Except before Excepted) for and during the said terme of three yeares hereby granted without the lawfull lett Evic̄c̄on Disturbance Claime or De-

mand whatsoeū of or by the said Job Nutt his heires Executors or Liber FF
Assignes or any of them or of any other p̄son or persons clayming or to clayme by or under him or them his or their meanes Default Consent or procurement And lastly itt is granted Condic̄oned and Agreed betweene the said partyes to theis presents thatt it shall and may be lawfull to and for the said William Groome or his assignes to cleere soe much ground as may serve for Tenn hands worke he and they makeing noe wast And that the said William Groome shall disburst and lay out Three shillin̄gs p̄ Annum or one bushell and a halfe of Corne (if demanded) for the Quitt Rent of the said Job Nutt which said Quitt Rent shall be defaulked and allowed by the said Job Nutt out of the rent herein before reserved And itt is agreed betweene the said parties to theis presents that a servant boy named John Sanditch lame in one hand if liveing shall serve the said [p. 288]
William Groome hee allowing him meate drinke apparrell and all other necessaries during the said terme (if he live soe long otherwise only the five seruts aforesaid And that the said William Groome shall find & provide all the sd servts sufficient meate drinke apparrell washing lodging & all other necessaries as well in sicknes as in health during the said terme of three yeares And itt is agreed that the sd Job Nutt shall haue the Fodder of the Thirty barrells of Corne by the said William Groome to be left att the Expirac̄on of the terme aforesaid towards Feeding and mayneteynance of the Cattle to be left upon the said Plantac̄on att the Expirac̄on of the said terme of three yeares hereby granted In wittnes whereof the p̄ties aforesaid to theis Indentures haue interchangeably sett their hands & seales Dated the day and yeare first above written

The Within Written Indenture was by Edward Perce Signed Sealed & deliūed on behalfe and as the Attorney of Job Nutt in the presence of us
Charles Calvert
Daniell Jenifer
Edwd Savage

The foregoing Instrumt betweene Job Nut & Wm Groome was at [p. 289]
the Instance of Edward Perce the Attorney of the Said Nutt and the said Wm Groome desired it may be Entred on Record wth the said letter of Attorney Pr Mee Daniell Jenifer

29$\frac{3}{m}$66

The names of the Jury of Inquest upon the death of Samuell Youngman

Foreman Mr Thomas Goddard
Mr Hopkins Dauies
Mr Wm Coursey
Mr George Prowse
Mr Patrick Wordy
Mr Charles Prowse
Mr Seth Foster
Mr Tho: Willson
Mr Rich: Girling
Mr Rich: Gold
Mr Robt Knap
Mr John Miller

Liber FF Wee the Jury abouesaid hauing ueiwed the Corps of Samuell Youngman & findeing a depression in the Craneum in one place and another wound where all the musculous flesh was Corrupted and wthall finding Corrupted blood betweene the dura mater the pia mater & the braines, besides seuerall other bruses both in the head and the body, therefore or uerdict is that for want of Carefull looking after the aforesd Wounds in the head were the Cause of his death

Tho: Goddard Chir. foreman

The deposition of Henry Wharton aged 24 yeares or thereabouts sworne & examined saith

That being att Fran: Carpenters howse that day that his seruant samuell youngman was buried yor Depont saw the said Carpenter lay him out and tye his toes, and when he was soe doeing hee saw one of his Eares bleed, and yor depont asked how his Eare came to bleed, and the said Carpenter answered that he had giuen him a philip on the Eare and he said that the boy had a dizeness in the head that caus'd him to haue such falls whereby he killed himselfe, and yor depont askt him wether he were troubled wth tht dizeness before the said Carpenter had broke his head and he said that he had it long before & further saith not Hen: wharton H his marke

Juratr Coram Curiã Talbott Vera Copie Tho: Vaughan Clk.

20mo March 1666

[p. 290] february 20th 1665

The deposition of Edward Fuller aged 25 yeares or thereabouts sworne & examined at a Court held 20th March 1665 saith

That about 5 weekes agoe yor depont coming to the howse of Francis Carpenter, found his seruant Samuell Youngman bleeding in the head, and asked the said Carpenter how his serut came to haue his head broke in that nature, for to bleed soe much, (for yor depont came to the howse about sunn sett & the seruts head Continued bleeding while 2 houres wthin night and a man that liued in the howse told yor depont that he had bled about an hour before sunn sett) and the said Carpenter told your depont that he did beat him, and the boy stooping downe broke his head wth a rotten stick, and the next morning yor dept being dressing of the seruants head, and hauing cleansed the wound found the skull bare, and about 3 weaks after comming to the howse againe yor dept found the aforesaid seruant setting upon the morter, and presently he fell downe to the ground not being able to eate any food (being profferd to him) and yor dept saw that his face was all bloody & tooke a Cloth and made it Cleane, and in soe doeing yor dept found that his head did skinck uery much and told the said Carpenter of it, and he made answere that he had that day giuen him a blow on the eare wth a small stick and that same night about tenn of the Clock the Boy dyed it being the 8th day of February 1665 Liber FF

Edw^{d} Fuller **E** his marke

Jurat^{r} Coram Curra^{tti}
Predicta^{tti}

The dep^{n} of John Lambert aged 25 yeares or thereabouts sworne & examined saith

That upon the 9th Feb: 1665 Edw^{d} Fuller came to yo^{r} dep^{t} howse and asked him to goe wth him to Francis Carpenters howse to see [p. 291] his boy buried soe yo^{r} dep^{t} went wth him and being come there yo^{r} dep^{t} saw the Boys eare bleed and further saith not

Jurat^{r} Coram mee Josias Lambert
W^{m} Coursey True Copie Tho: Vaughan Clke

The depositione of Edward Fuller aged 28 yeares or thereabouts sworne before the Gouerno^{r} & Councell on the 4th day of April 1666 sayth

That Michaell Bassey hired this depon^{t} to build a howse where Francis Carpenter liueth upon his plantac̄on att broad Creeke on the Easterne Shore and this depon^{t} comming late one night to the Francis Carpenters howse found one of M^{r} Carpenters men seru^{ts} bleeding much the said seru^{t} being called Samuell and demanded of M^{r} Carpenter the Cause of his seru^{ts} bleeding to w^{ch} M^{r} Carpenter replyed he commanded his said seru^{t} to gett wood and he neglected and thereupon did beate hime wth a rotten stick upon which the seru^{t} stooping downe it broke his head as the said Carpenter alleadgeth, and by Carpenters owne Confession to this dep^{t} he Collects he did bleed 2 houres, and further this deponant saith that he saw a Clout thrice washed, that had been used in drying up the blood that came from the said seru^{ts} head, the next morning I the s^{d} Depon^{t} being in Company wth Fran: Carpenter and ueiwing the said seru^{t} demanded of him how he did, to which the said seru^{t} replyed he was uery ill and light in his head, and upon Fran: Carpenters request to mee and one Nic^{o} Goosey to get some warme water to wash the said seruants head desired of me this depon^{t} first to wash the seru^{ts} head and then to Cutt of all his haire, which being done according to his desire found the skull plaine to be seene the place being wide the space of 2 fingers breadth, w^{ch} being done my Occasiones calling mee sometimes from Choptanck, the said Francis Carpenter desired of mee to returne to his habitac̄on to finish some building w^{ch} by [p. 292] agreement I was to doe for him and being in the s^{d} Carpenters plantac̄on found the said seru^{t} Called samuell bleeding att the Eare and demanding the Cause thereof of Carpenter told me that he had struck the seru^{t} upon the Eare w^{ch} Caused him to bleed and wthin a short space of time after the said seru^{t} dyed

the marke of
Edward **E** Fuller

The deposition of Josias Lambert aged 26 yeares or thereabouts sworne before the Gouern^{r} and Councell 4th Ap^{r} 1666 sayth

Liber FF That Francis Carpenter about the beginning of Feb: last did send for this dep^{t} to come and see his seru^{t} samuell youngman buryed and after this dep^{t} came to the said Carpenters howse this dep^{t} ueiwed the Corps of the afores^{d} seru^{t} lying Cross a h̄h̄d̄ upon a Couple of boards and one of the s^{d} seru^{ts} Eares did bleed uery fresh, which this dep^{t} admired considering the Corps had been dead the night before and that that instance the said Carpenter of his owne accord told this dep^{t} that the night before the said Youngman dyed he did turne him and another maid seru^{t} (whose name this dep^{t} knowes not) out of his howse to lye in a thatch't cabbin, where they lay uppon the Ground wthout any Clothes to Couer them being a uery Cold and bleake place & moreouer the said Carpenter told this dep^{t} he was sorry he did not giue the said Youngman more of his will and further saith not

The Cryer after Oyes made three times makes Proclamac̄on (uizt) All Justices of peace Coroners Stewards of Leets & liberties and other Officers that haue taken any inquisitions Indictm^{ts} or Recognizances whereby yo^{w} haue let any man to Bayle put in yo^{r} Records thereof forthwth that his Lordp̄s Councell may proceed

[p. 293] Whereupon W^{m} Caluert Esq̧ his lordp̄s Attorney Generall put's in his indictm^{t} ags^{t} Fran: Carpent^{r} as followeth

Let it be enquired for the Rig^{t} Hon^{ble} the Lord Proprietary whether Francis Carpenter of Choptanck riuer in Talbott County the 20th January 1665 att the plantac̄on of the s^{d} Carpenter in Choptanck riuer in Talbott County aforesaid, by force & armes an assault upon Samuell Youngman seru^{t} to the s^{d} Carpenter did make and wth a Certaine Stick which the s^{d} Carpenter then and there in his right hand did hould a Certaine mortall Wound of the breadth of two fingers and One finger depth being in shape 3 pointed did giue, and whether the said Carpenter aforesaid, that is to say, on the 8th day of february following at the plantac̄on aforesaid in the riuer & County aforesaid upon the said Samuell by force and Armes another Assault did make and wth a Certaine Stick which he then and there in his right hand did hold, one other blow on his right Eare did giue, of which wound in his head and blow on his right Eare, the said Samuell youngman the 9th of february did dye, and soe whether the s^{d} Carpenter the said Youngman at the place in the riuer & County afores^{d} the 9th Feb: aforesaid in manner & forme afores^{d} feloniously did kill and murder, Contrary to the peace of his said lords̄p his Rule and dignity William Caluert

The wittnesses
Edw^{d} Fuller
Josias Lambert
Henry wharton
Nic^{o} Gosha

Then the Cryer made Proclamac̄on saying Liber FF

Yow Good men that be impannelld to enquire for the Rigt Honble the Lord Proprietary for the Body of this Prouince answere to yor names euery man at the first Call upon paine and perill that shall fall thereon

Then the Grand Jury was called by theire names Who appeared [p. 294] & answered thereto which are as followeth

Foreman Wm Bretton
Thomas Phillips
Henry Parker
Thomas Paggett
Demetrius Cartwright
Fran: Swinfeild
John Powick
John Bayley
George Marshall
Henry Hare
James Veitch
Tho: Studd
John Grammer
Sam̄. Prickloue

They all being sworne The Charge was giuen them wth the Indictmt and the depositiones of the wittnesses excepting Nico Gosha who declared what he knew therein before the Jury departed

The Grand Jury returnes into Court and deliuers in the bill (uizt) Billa Vera Endorced on the back side

The Jurors for the Rigt Honble the Lord Propr doe prsent that Francis Carpenter of Choptanck riuer in Talbott County the 20th day January 1665 att the plantac̄on of him the said Carpentr in Choptanck riuer in Talbott County aforesaid, by force and Armes an Assault on Samuell Youngman serut to him the sd Carpentr did make, and wth a Certaine Stick wch the said Carpenter then and there in his right hand did hold a Certaine mortall wound of the breadth of two fingers and One finger depth being in shape three pointed did giue, and that the said Fran: Carpenter

To be Entred hereafter (uizt) ꝑ Contra and fo: 296

The Grand Jury dismist

Then the Cryer made Proclamac̄on for any prson that had any Euidence to giue in agst the Prisoner to doe it forthwth

Noe more prsons appearing

The Prisoner being sett to the Barre and askt Whether Guilty of [p. 295] the felony whereof he stands indebted or not Guilty, Answered Not Guilty being askt how hee would be tryed, Answered by God and the Country

Sherriffe returnes the names of the Petty Jury (uizt)

Foreman Tho: Hinson
Wm Moffett
Wm Groome
Jno Floyd
Tho: Hatton
Geo: Beckwith
Abra: Rowse
Samp: waring
John Ringould
Tho: South
Timo Gooddridge
Tho: Edmunds

Yow good men that be impannelld to Enquire between the Rigt Honble the Lord Propr and the Prisoner att the Barr answere to yor names euery man at the first call upon paine & perill that shall fall thereon

Liber FF They all answering to theire names

The Prisoner holds up his hand att the Barre, and askt him if he Challeng'd any, the w^{ch} he did not

The Proclamac̄on made if any p^{r}son could giue in any other informac̄on ag^{t} the Prisoner to put it in forthwth he standing upon his deliuerance.

Noe other informac̄on comming in The Petty Jury sworne after all call'd ouer & counted, & answered they were sworne

Theire Charge being giuen them as in usuall forme they wthdrew, & Ordered a roome be prouided for them after all wittnesses examined and sworne

After a while the Jury of life and death being agreed they came into Court And answered all to theire names and said they were agreed on theire uerdict, theire foreman to answere

Fran: Carpenter hold up thy hand at th^{e} Barr Looke upon the Prisoner yo^{w} that be sworne what say yo^{w}, is he Guilty of the felony whereof he stands indicted or not Guilty

They deliuering theire Virdict in writeing att the bottome of the p^{r}sentm^{t} deliuered them att theire goeing out which is as followeth

[p. 296] The Jurors for the Rig^{t} Hon^{ble} the Lord Proprietary doe present that Francis Carpenter of Choptanck riuer in Talbott County 20th January 1665 att the plantac̄on of him the said Carpenter in Choptanck riuer in Talbott County aforesaid by force & armes an Assault on Samuell Youngman seru^{t} to him the said Carpenter did make, and wth a Certaine stick which the said Carpenter then and there in his right hand did hould, a Certaine mortall wound of the breadth of two fingers and one finger depth being in shape 3 pointed, did giue, and that the said Francis Carpenter on the 8th day of Feƀ: following att the plantac̄on afores^{d} in the riuer and County afores^{d} upon the said Samuell by force & armes another Assault did make, and wth a Certaine Stick which he then and there in his right hand did hould, One other blow on his the said Samuells right eare did giue, of w^{ch} wound in his head and blow on his right Eare the said Samuell Youngman the 9th Feb: did dye, And soe the said Carpenter the s^{d} Youngman at the place in the riuer and County aforesaid the 9th Feƀ: aforesaid in manner and forme aforesaid Feloniously did kill and murther Contrary to the Peace of his lords̄p his Rule & dignity

The supscription of the Petty Jury are in these words (uizt)

The Jurys Verdict
Wee finde Manslaughter
Tho: Hinson Foreman

Then being askt w^{t} lands or Tenements Goods or Chattles had he att the time of the Crime Committed or any time Sithence, answered None to theire knowledge

Hearken to yo^{r} uerdict as the Court recordeth it

yo^{w} say Fran: Carpenter is Guilty of Manslaughter, answered yes Liber FF
and soe yo^{w} say all yes.
The Petty Jury dismist [p. 297]

The Prisoner being att the Barr it is said to him thus
yo^{w} doe remember that yo^{w} haue been indicted for felony by yo^{w} done and Committed upon yo^{r} Indictm^{t} yo^{w} haue been arraigned and pleaded not Guilty and for yo^{r} tryall haue put yo^{r}selfe upon God and the Country, which Country hath found yo^{w} Guilty W^{t} cann yo^{w} now say for yo^{r}selfe why according to law yo^{w} should not haue Judgm^{t} to suffer death, Whereupon

The Prisoner then Claim'd benifitt of Clergy Which to him then was allow'd The Ordinary then shewing him the booke The Clarke askt him Legit ut Clericus uel non Answere, legit

Whereupon Ordered the Prisoner be burnt in the hand according to law, which was in open Court forthwth done and performed, by the Under sherriffe of S^{t} Marys County

To the Hono^{ble} the Governour and Councell of the Province of Maryland

Thomas Sprigg of the Resurrec̄con Manno^{r} in Calvert County gent̄ Complaynes against Raymond Staplefort of Great Eltonhead Hundred in the same County Merchant For that whereas the sayd Thomas Sprigg is a good true and Faithfull Subject and a true and Faithfull Subject of our Soveraigne Lord the King and of Divers of his Progenito^{rs} late Kings of England from the tyme of his Birth [p. 298] hitherto hath behaved and Governed himselfe and of good Name Conversac̄on and Repute as well amongst Hono^{rble} and Worshipfull persons as all other Subjects of the said King and his Progenito^{rs} to whome the said Thomas Sprigg was knowne and wth whome the said Thomas Sprigg had any manner of way dealing was allwaies accepted Reputed and taken as well during his abode in the Kingdome of England as in the Collony of virginia and this Province of Maryland And Whereas alsoe the said Thomas Sprigg the One and twentyeth day of November One Thousand six hundred sixty and Five and for Foure yeares then last past and Continually after the said One and Twentyeth of november hitherto was and as yett is one of the Justices of the lord Proprieto^{r} & of this Province for Keeping the Peace in Calvert County and assigned to heare and Determine Divers Fellonyes Trespasses and other Misdemeano^{rs} in the sayd County Committed And the sayd Thomas Sprigg by the Whole tyme aforesayd wherein the said Thomas Sprigg one of the Justices aforesayd as abovesayd hath remayned Justice to all According to the Lawes of this Province Equally and truely hath Administred, And in Exercising [p. 299] his Office of one of the Justices aforesayd and in all other his businesses and Ac̄cons without any Fault or Suspic̄on of Bribery, Perjury, breach of Oath or of any other Falsity or Crime whatso-

Liber FF ever, unhurt and Innocent hath remayned and Continued, And
whereas alsoe the sayd Thomas Sprigg was by the Hono^{rble} the Governour of this Province appoynted Sherriffe of Calvert County for
the yeare One thousand six hundred sixty and Foure and by the
bond of his Oath by him in that behalfe performed was Bound well
and truely to Serve the Lord Proprieto^{r} in the Office of Sheriffe of
Calvert County and to doe his lordships Profitt in all things that
belongs unto him by way of his Office as farr forth as he could or
might that he should truely and Rightfully treate the People of his
Sherriffwicke and Doe Right as well to Poore as to Rich in all that
belongeth to his Office, that he should doe noe Wrong to any man
for any Guift, Favour, Hate or other affec̄con, that he should duely
Execute soe farr as he might all such Writts and Warrants as should
[p. 300] be to him directed by Lawfull Authority and thereof should make
true Returne, And whereas the said Thomas Sprigg during the whole
tyme wherein he was Sherriffe of Calvert County aforesaid well
Honestly and according to the Forme of his Oath in all things
himselfe behaved and Carryed and all writts in the Courts of the said
Lord Proprieto^{r} and for the Good People of this Province, well truely
and Honestly dilligently and Faithfully as sherriff to his Abillity and
Knowledge by the whole tyme he was Sherriffe served and Returned
without any Negligence Pravity, falsity, or Deceipt, by reason
whereof the said Thomas Sprigg the good Will and likeing of the
Hono^{rble} Charles Calvert Esqȝ Leivtennant Generall and Cheife Governour of this Province had merrited and obteyned Notwithstanding
the said Reymond Staplefort not being Ignorant of the Premisses
but meaning him the sayd Thomas Sprigg in his good name Fame
Estimac̄on and Reputac̄on aforesaid greatly to hurt and make worse
and to bring him the said Thomas into Scandall Infamy and Disgrace
[p. 301] as well amongst all Honorable and Worshipfull persons as amongst
his Neighbours and other Faythfull people of this Province And
more Especially to Cast him the said Thomas Sprigg into the grevious displeasrue of the Right Honorable the Lord Proprieto^{r} and the
Hono^{rble} the Leivtennant and Cheife Governour of this Province
aforesayd and to cause him to be punished for Falshood and breach
of Oath in the Seūall places of Trust in him Reposed as of Justice
of the Peace and late of sherriffe of Calvert County and to take away
his testimony in any Cause whether Criminall or Civill and soe to
render him Infamous upon Record to all posterity, The aforesayd
One and twentyeth of November One thousand six hundred sixty
and Five att Robert Kingsburyes in Calvert County in open Court
theis falce Feyned Scandalous and Malitious words following of the
said Thomas then being as aforesayd one of the said Justices of the
Lord Proprieto^{r} assigned For keeping the peace in Calvert County
aforesaid and to heare and Determyne divers Fellonyes trespasses
[p. 302] and other Misdemeano^{rs} in the sayd County Committed And being

Called from the Bench where for that Court he Satt as Judge to give Liber FF his Testimony in a Cause depending betweene him the sayd Staplefort and John Bayley of Calvert County Merchant in the presence of the sayd Court and hearing of very many of the good people of this Province then and there being openly and publiqly and falsly Scandalously and Malitiously Did speake utter publish and Proclayme That is to say You the said Thomas Sprigg meaneing are Confedate with Bayley him the sayd John Bayley meaneing and have falsyfyed your Oath to the Lord Proprietary by reason of the Speaking and publishing of which false Feygned Scandalous and Malitious Words chargeing him the sayd Thomas with Hatefull Perjury and base breach of Trust the sayd Thomas not only in his good name Fame Estimac̄on and Reputac̄on aforesayd wherein he was before that tyme Endued is much hurt and made Worse but alsoe is brought in Danger of the Grevious Censure of the Governour and Councell and and Divers great Sum̄es of Money in this behalfe for the manifestac̄on and Cleering his Innocence in the Premisses was forced and [p. 303] Compelled to Lay out and Expend to the Dammage of the sayd Thomas Sprigg Five hundred pounds sterling And thereof hee bringeth his sute

Thomas Sprigg Plaintiffe } The deft̄ put's in his answere (uizt) The
Reym^{d} Staplefort Def^{t} } Defendant Demurreth in law, that whosoeuer informeth On behalfe of the King Cannot be Molested nor Sued for his informac̄on let it be right or wrong

This answere not being allowed sufficient The Defendant was demanded, if he could proue those words spoken by him and sett downe in the Declarac̄on—Answered, I cann, being askt againe if he would doe it Answered, I could, then askt how hee Could, Answered att P^{r}sent he could not for want of some meanes that is not at present wth hime

Whereuppon it is Ordered, That the Defend^{t} Reymound Staplefort be Committed into the Sherriffs Custody, there to lye and remaine untill hee giue in Sufficient Security for his appearance the next Prouin^{all} Court to answere the said suite and abide Judgm^{t} therein

To the Hon^{ble} the Gouerno^{r} and Councell of the prouince of Maryland

William Lister Complaines ags^{t} John Gilson of Kingsaile in the Kingdom of Ireland for that whereas the said John Gilson hired the said William Lister as a marriner to sayle and doe the labor of a marriner in th^{e} Hopewell of Kingsale for and in Considerac̄on of which, the said Gilson did Assume uppon himselfe to pay unto the said Lister forty shillings p̄ month wages, And for that whereas [p. 304] the said William Lister for & during the space of four months and twenty dayes or thereabouts in the said Hopewell of Kingsale did sayle and the labor of a marriner did doe whereby there became due

Liber FF unto the said Lister the sum̄e of Tenn pounds sterling which said sum̄e of Tenn pounds sterling though he hath been often thereunto Required to pay yet doth deney and refuse to pay the same unto yor petr whereby yor petr is dampnifyed to the uallue of Twenty pounds sterling

Wherefore yor petr humbly prayes Ordr as well for the said sum̄e of tenn pounds sterling due for wages as allsoe for the sd sum̄e of Tenn pounds sterling dam̄ages And he shall pray &c

Know all men by these prsents That I John Gilson of Kingsale in the Kingdome of England Marriner haue Constituted made Ordained and put and in my stead and place doe Constitute make Ordaine & place my trusty & well beloued freinde Henry Hare of the prouince of Maryland gent my true & lawfull Attorney for me and in my name and to my use to sue arrest implead imprison and Condempne all person and persons whatsoeuer that now at prsent at any time or times hereafter shall haue any manner of Ac̄con or Ac̄cons wtsoeuer to Comence agst mee the sd John Gilson, impowring my said Attorney One or More Attorney or Attorneys to make and againe to reuoke at his pleasure for the prosecuc̄on of any person or persons in such ac̄cons as aforesaid Giuing & granting unto my said Attorney my full power strength & whole Authority by the tenor of these prsents to giue Release acquittances or other discharges whatsoeuer for me and in my name to Execute performe all and all manner of Act and Acts thing And things deuice & deuices in the law whatsoeuer needfull & necessary to be done in the Execuc̄on of the premisses holding firme and stable all and whatsoeuer my sd [p. 305] Attorney shall lawfully doe or Cause to be done herein by uertue of these prsents as If I were prsonally prsent to Act & doe the same In wittnes whereof I haue hereunto sett my hand and seale this 3d Aprill 1666 John Gilson (seald)

Signed sealed & deliuered
In the prsence of Us
Daniel Jenifer
Wm Smyth
Edwd Sauage

William Lister Plaintiffe } The deft answers, That he did not assume
John Gilson defendant } to pay because not shipped by Gilson, Further Alleadg'd by Thomas Mannyng the defts Attorney by way of answere that the law Chargeth noe man wth default where the Act is Compulsary and not uoluntary

John Ince being sworne saith

That about the 7th or 8th day of septembr last hee was shipt on board, and that the said william Lister was allsoe shipt on board as Boatswaine of the sd shipe

Ordered a Jury be impanell'd to goe on the merritts of the whole Cause Liber FF

Sher̄. returnes his warr^{t} and warned

Foreman Walter Hall
John Auery
Tho: Studd
John Bayley
Reym^{d} staplefort
William Cole
James Veitch
Tho: Wynne
Tho: Paggett
John Gittings
Edm^{d} Beachamp
Robert King
All Called and Answered to theire Names

Theire Charge giuen as followeth

Whether Lister were shipped by Gilson and imployed by Gilson and how much wages due for how much time

hauing their Charge they wthdrew

The Jury hauing agreed on theire Verdict Returnes into Court And deliuers in this ensueing paper [p. 306]

To the Hon^{ble} Gouerno^{r} & Councell

The Jury humbly desires an Ord^{r} for theire Charges according to the Custom in such Cases

Which by th^{e} Board was allowed

They then deliuered in theire uerdict (uizt) The Jury doth finde that Lister was shipped & imployed by the Mast^{r} John Gilson foure months and odd dayes att 40^{s} p̄ month

Ordered it be Entred for Judgm^{t} The money being Computed to be Nine pounds Eighte shillings ster̄: To be sattisfyed by Jn^{o} Gillson

W^{m} Lister Bill of Charge

Attendance 5 dayes	150	720$^{lb\ tob}$
Sher̄:	150	
Attorney Fee	60	
Jury	360	

Allowed by th^{e} Board

To the hon^{ble} the Gouerno^{r} & Councell of the Prouince of Maryland

Richard Hyde Complaines ags^{t} John Gilson of Kingsale in the Kingdome of Ireland for that whereas the said John Gilson hired the said Richard Hyde as a marriner in the Hopewell of Kingsale for and in Considerac̄on of which the said Gilson did assume upon himselfe to pay unto the said Hyde twenty Eight shillings p̄ month wages and for that whereas the said Rich^{d} Hyde for and during the space of four months and twenty dayes or thereabouts in the said Hopewell of Kingsale did sayle and the labor of a marriner did doe, whereby there became due unto the said Hyde, the sum̄e of six pounds twelue shillings which said sum̄e of six pounds twelue shillings Though he hath been often thereunto required to pay yet doth [p. 307] deney and refuse to pay the same unto yo^{r} pet^{r} whereby yo^{r} pet^{r} is dampnifyed to the uallue of fourteene pounds sterling

Liber FF Wherefore yo^{r} pet^{r} humbly prays Order as well for the said sum̄e of six pounds twelue shillings due for wages as allsoe for the sum̄e of seauen pounds Eighte shillings sterling dam̄ages And he shall pray &^{c}:

Bee it knowne unto all men by these p^{r}sents that I Richard Hyde in this prouince of Maryland Marryner Doe appoint Constitute and Ordayne William Lister of the said Prouince of Maryland Marryner to be my true and lawfull Attorney, That is to say that he the said william Lister shall for mee & in my name as if I my selfe were there in person Aske demand & receiue from any person or persons in this prouince of Maryland all Debts Wages Arrearages of Wages belonging unto mee for my time serued in the Hopewell of Kingsale whereof Mr. Gilson was Command^{r}, and all other debts & demands w^{t}soeuer which is due unto Mee the said Richard Hyde from any person or persons in this Prouince of Maryland and furthermore I doe allow the said W^{m} Lister for me and in my name to arrest and sue any person or p^{r}sons that shall refuse to pay or sattisfye him the said william Lister of any thing herein mencōned or which is or doth belong unto Mee & not herein specifyed and furthermore I doe impower and allow the said w^{m} Lister to giue Receipts and discharges to any person or persons which shall stand as good and ualid in law as if I my selfe the s^{d} Rich^{d} Hyde had giuen them, In wittnes whereof I haue hereunto sett my hand and seale the 20th day of February 1665

Signed sealed and deliuered
In the p^{r}sence of Us
Geo: Smithee Rich: Dauey

the mark of
Rich^{d} Hyde } (seald)

[p. 308] John Ince maketh Oath in Open Court that hee saw the afore named Richard Hyde deliuer the aforemencōned letter of Attorney to william Lister
Philip Caluert

Richard Hyde Plaintiffe
John Gillson defendant } The def^{t} by his Attorney acknowledgeth Judgm^{t} for the sum̄e of Six pounds twelue shillings

The plt: deliuers in his bill of Charge

Allowed	Attendance	150	360^{lb} tob
	sherr̄	150	
	Attorney Fee	60	

To be all sattisfyed by the Mast^{r} John Gilson according to Ord^{r}

William Hollingworth dds summons in Co^{rt} for Tho: Mathewes and william Boreman to testifye in Causo inter him and w^{m} Price sherriffe returnes his writt Executed

William Hollingworth plt:
W^{m} Price and Hannah
Price Defendants } This Cause depending last Court in Chancery, W^{m} Price not then appearing, onely Hannah his wife who answered

Liber FF

to the plt^{s} accompt then deliuered and sworne to in Open Court as in folio 167, And the said w^{m} Price being now p^{r}sent in Court was called to answere thereto, who after some few Objections did to the plt: acknowledge Judgm^{t} for the said accompt being fifteene hundred thirety Fiue pounds of tobaccoe and Caske, which accordingly was Ordered soe to be Entred

The plt: preferrs his bill of Charge

1st Prouin^{all} Court Attorneys Fees	60	570^{lb} tob:
4 dayes attendance	120	
1 wittnes 4 dayes attendance	120	
Comming and goeing	120	
sending th^{e} bill in Chancery 5 dayes	150	
Second Court Attorney Fees	60	1970^{lb} tob
his attendance 4 dayes	120	
Wittnes 4 dayes	120	
comming and goeing	120	
Third Prouin^{all} Court Attorney Fees	60	
his attendance	120	
One wittnes 4 dayes attendance	120	
Comming and goeing	120	
Fourth Prouinciall Court Attorney Fee	60	
his attendance 4 dayes	120	
2 wittnesses 4 dayes	120	
Comming & goeing 5 dayes	250	
Brought ouer	570	

allowed by the Board

[p. 309]

William Hollingworth Came into Court and desired it may be Entred on Record that he doth acknowledge W^{m} Caluert Esq his lawfull Attorney for all Causes depending in Prouin^{all} Court

Sherriffe returnes his writt of summons Executed for samuell Prickloue and samuell Brockett to testifye in Causo inter w^{m} smyth & w^{m} Price

W^{m} Smyth plt }
W^{m} Price defend^{t} } The deft hauing time untill he could send for his wittnesses to proue sattisfaccon is made to the plt: according to that Order in fo: 238

Whereupon the wittnesses were call'd and examined.

Samuell Prickloue sworne saith; that M^{r} Smyth told him in Case he could recouer the plantacon of w^{m} Price he would place this deponant there to dwell and Thomas Paine one day told this depon^{t} he heard he was to liue there, & that he would giue this dep^{t} possession, if M^{r} Smyth would please soe, whereupon mr smyth sent a note to M^{r} Paine that if hee pleas'd to let the man be there hee was Content, uppon that Mr Paine let this depon^{t} be in the howse and further saith not

Liber FF [p. 310] Samuell Brockett declar'd he could say nothing in the Bussiness that the plt should either possesse the plantac̄on himselfe or giue possession to Prickloue

Wherefore it is found by the Board that the plt is not sattisfyed, neither hath he any possession taken as by the deft alleadg'd of the said Plantac̄on

The plt Craues Judgmt uppon his Bond and according to the tenor thereof

Ordered that William Smyth haue Judgmt agst the Estate of Wm Price which in the said Bond is bound ouer for security by the said Price, and according to the tenor of the sd Bond for Thirety Thowsand pounds of tobacco and Caske wth Cost of Suite

Court adjourns till one of the Clock in the afternoone

All mett as in the morning except Mr Thomas Truman

Henry Coursey plt }
Godfrey Bayley deft } Retracted

To The Honble Gouernor and Councell In Prouinall Court Assembled

The humble petn of Demetrius Cartwright Sheweth

That on the 16th day of January last at a Cort held for Caluert County yor petr was impleaded by Thomas Bowdell Administratr of Stephen Clifton in an acc̄on of debt to the uallue of 414lb tobacco as pretended by the said Bowdell due to the Estate of the said Clifton, though nothing of proofe could by the said Bowdell be made for [p. 311] the said debt Yet neuertheless the said County Court would haue giuen Judgmt agst yor petr for the said debt, did he not timely appeale to yor Honnors more graue Judgmts for redresse

And doth humbly begg the same of this Honble Board wth a rehearing of the merritts of the said Cause in which yor petr is unjustly molested hauing sufficient proofe that sattisfacc̄on for the said debt is sufficiently made, which wittnesses yor petr humbly desires may be sworne before yor Honnors and that the said Bowdell may proue his declarac̄on agst the appealant preferr'd in the County Court abouesaide Otherwise that he may be allowed dam̄ages for his unnessesary trouble & uexac̄on wth Cost of Suite And he shall euer pray &c

Att a Court held for the County of Caluert The 16th January 1665/6

Prsent Tho: Mannyng, Geo: Peake, Wm Groome, Richard Collett, Toby Norton Gentn

To the worspll Commrs of Caluert County

The humble petn of Tho: Bowdell Admtr of Stephen Clifton Sheweth

That stephen Clifton was Engaged to Tho: Mountford in the sum̄e of fourteene hundred and fourteene pounds of tobacco as security for Demetrius Cartwright, and the said Mountford hath recouered the said debt of yo^{r} pet^{r} ,Therefore yo^{r} pet^{r} craueth Order ags^{t} the said Cartwright for th^{e} s^{d} debt wth Cost of Suite, And yo^{r} pet^{r} shall pray Liber FF

Tho: Bowdle Administrato^{r}
of Stephen Clifton pl̄t
Demetrius Cartwright def̄t
The def^{t} Craues an appeale to the Prouin^{all} Court which is granted
True Coppy Jn^{o} Turuil

Mary Veitch aged 26 yeares or thereabouts Sworne and Examined saith [p. 312]

That about 4 months before Stephen Cliftons death yo^{r} depon^{t} was at the howse of the said Clifton and heard him say seuerall times that the said Clifton had giuen Demetrius Cartwright the h̄h̄d̄ of tob̄: which he owed to Thomas Mountfort, and that he would take in Demetrius Cartwrights bill and that should not be all hee would giue the said Cartwright, for he did intend to gratifye him otherwise, and further saith that the h̄h̄d̄ of tobacco was paid to the said Cartwright for making him a booke of figures and giuing him instruc̄ons in his practice, and further yo^{r} depon^{t} saith that afterwards she heard the said Clifton say that he had taken in Demetrius Cartwrights Bill from M^{r} Sprigg being Attorney of the said Mountfort, And further yo^{r} dep^{t} saith not

marke
Mary **M V** Veitch

Sworn before mee
Will^{m} Dorrington
2^{d} Aprill 1666

Demetrius Cartwright
pl̄t uppon Appeale
Tho Bowdel Administ^{r} of
Step: Clifton defend^{t}

The Bill the pl̄t: past & w^{ch} the def^{t} sues uppon being produc'd is found Cancell'd and more Ouer that the said debt (as pretended by the def^{t} to belong to the Estate of Stephen Clifton) being not brought into the Inuentery of the said Estate of Step: Clifton, was lookt uppon as not suable being Cancell'd by the Cl̄ke of Caluert County Court Whereupon the said Cartwright as defend^{t} in the County Court Craues Nonsuite, which was granted wth his bill of Charges being The Sum̄e of 930^{lb} tobaccoe

To the Hon^{ble} the Gouerno^{r} & Councell In Prouinciall Co^{rt} Assembled [p. 313]

The humble pet^{n} of W^{m} Smyth Sheweth

That yo^{r} pet^{r} this Court Obtayned Judgm^{t} for the sum̄e of Thirety Thowsand pounds of tobacco ags^{t} w^{m} Price his whole Estate both reall & personall being bound ouer for the true performance of the same

Wherefore yo^{r} pet^{r} humbly prayeth that an Elegit may be granted him ags^{t} the lands Goods and Chattles of the said W^{m} Price to be deliuered by an Extent And he shall euer pray &^{c}:

Liber FF Ordered uppon the foregoeing pet^{n} that it be granted the pet^{r} according to the prayer thereof

Warrant issued to the sherriffe to impannell a Grand Jury forthwth
Sheriffe Returnes his writt & impannells

Foreman Humphery Waring
Thomas Browne
Daniel Clocker
Wiłł Hampsted
Edmund Beachamp
Thomas Hatton
John smyth

John Piper
John Tenneson
James Bowling
Rich: Foster
Tho: Wynne
Edw^{d} Richardson
George Marshall
Walter Hall

all Called and answered euery man by his name

After Proclamac̄on made by the sherriffs deputy for all persons that hath any indictments &^{c} to put them into Court first that they may be deliuered th^{e} Jury Whereupon W^{m} Caluert Esqꝫ his Lordp̄s Attorney Gen^{ll} preferrs this indictm^{t} following

Let it be enquired for the Right Hon^{ble} the Lord Propriet^{r} whether Mary Marler of Portobacco in Charles County spinster the 15th day of [p. 314] Aprill last past being big wth Childe by Gods Prouidence was deliuered of two Children the One Male the other Female, which s^{d} Male Childe she did cause Hannah Lee of Portobacco in Charles County aforesaid to lay in the Cold, of which laying in the Cold, it did that same day dye, and soe whether the said Mary Marler and the said Hannah Price the s^{d} man Childe att Portobacco aforesaid in the County afores^{d} by laying in the Cold in manner & forme aforesaid feloniously did Kill & murder Contrary to his lordp̄s peace and th^{e} forme of the Statute in that case prouided Wiłł Caluert
Wittnesses Elioner Lindsey

The Jury being all sworne They had theire Charge giuen, wth the prisoners Examinac̄ons formerly taken and all the Euidences that could be made or brought in the Cheife Euidences being Elioner Lindsey and Jone Neuill who appeares not

The Jurors went out to Consider of theire uerdict, who after a while return'd againe wth theire uerdict written on the bottom of the Indictm^{t} thus

Though wee cannot by euidence finde Mary Marler guilty of the murder abouesaid according to the words of the Indictment yet by her flight wee finde the law makes her Guilty and ought to be indicted and prosecuted, Wee allsoe finde Hannah Price by her Concealm^{t} of the murder of the Childe so many dayes to be accessary to the said murder
Billa Vera

[p. 315] Mary Marler being called, the sherriffe came and Certifyed the Court that she had broke prison and fled for it, Whereupon Proclamac̄on made three times that if she came not in, to be Outlawed

Liber FF

Ord^{r} allsoe giuen to the sherriffe of Charles County to Proclame her in that County Court 3 seuerall Courts, and if noe appearance made by her to be for euer Outlawed

The Grand Jury dismist

This Tryall suspended untill next Prouin^{all} Court wether the said Mary Marler cann be found or not and that in the Interim the said Jone Neuill and Elioner Lindsey be summoned to the next Prouinciall Court to testifye herein

To the Hon^{ble} Charles Caluert Esq Gouerno^{r} and to the rest of the Councell of the prouince of Maryland

The humble pet^{n} of Tho: Touey Tho: Frost & Tho: Smyth Sheweth

That Robert Brasseiur the Elder late of Caluert County dec̃^{d} by his last will in writing bequeathed unto yo^{r} pet^{rs} three hundred acres of land upon which he then liued Equally amongst them charged wth incumbrances (uizt) the remaind^{r} of the tobaccoes unpaid to Benjamin Brasseiur his Brother of whome he bought the said three hundred acres of land and att the time of his decease left yo^{r} pet^{rs} in the pos̃son of the s^{d} land by which yo^{r} said pet^{rs} became lawfully & quietly seized of the said land, from whence by Magna Carta they ought not to be remoued but by legall Judgm^{t} of theire Peares (uizt) by acc̃on brought and uerdict of a Jury of 12 men of the Neighbourhood which Not withing Sampson Waring either upon pretence of letters of Adm^{con} upon the Estate of the s^{d} Robert Brasseiur dec̃d: which cann noe way entitle him to meddle wth the [p. 316] lands of the said dec̃^{d} or as Guardian to Rob^{t} Brasseiur nephew to the s^{d} Robert Brassieur upon false surmises & presumptions and wthout acc̃on brought, an Order unto the sherriffe of the said County to out yo^{r} pet^{rs} then and still unheard of theire lawfull and quiett poss^{on} Extrajudicially and unduely hath Obtained and them the s^{d} Thomas Touey Thomas Frost and Tho: smyth Out of the said land by uertue of the said Order cast, Contrary to law and right reason Upon Considerac̃on of which yo^{r} pet^{rs} humbly pray yo^{r} Honno^{rs} Order to reuerse the said Exstrajudiciall and undue proceedings, and to restore them to theire possessions both of lands and Goods upon the s^{d} lands to yo^{r} pet^{rs} any wayes belonging till according to the Justice of yo^{r} Honno^{rs} Courts upon the truth appearing in a legall way yo^{w} shall see cause to out them of the said lands and Goods by the last will of the said Rob^{t} Brassieur the Elder to them bequeathed or to Continue them as they hope yo^{w} will finde Just Cause And (as in duty bound) they shall pray &^{c}

Know all men by these p^{r}sents that Wee Thomas Frost Thomas Touey and Thomas smyth of Caluert County in the Prouince of Maryland planters haue assigned Ordained and made and in Our stead and places put and Constituted Our trusty and well beloued freinds W^{m} Caluert Esq John morecroft and John Gittings gen̄^{t}

Liber FF [p. 317] Joyntly and seuerally to be Our true and lawfull Attorneys for us and in Our names And to Our Uses to ask sue for Leauy require recouer & receiue of all and euery person and persons w^{t}soeuer all & euery such debts and sum̃es of money as are now due and Owing unto us or which att any day or dayes time or times hereafter shall be due and oweing belonging or appertaining unto Us by any manner of wayes or meanes w^{t}soeuer Giuing and Granting unto my said Attórneys by the teno^{r} of these p^{r}sents Our full and whole power strength and Authority in and about the p^{r}misses, and upon the Receipt of any such debts and sum̃es of money aforesaid accquittances or other discharges for us and in Our names to make seale and deliuer, and all & euery other Act and Acts thing and thinges deuice and deuices in the law whatsoeuer needfull and Necessary to be done in or about the premisses for the Recovery of any such debts and sum̃es of money as aforesaid, for us and in Our names to do execute and performe as fully largely & amply in euery respect to all intents Construc̄cons & purposes as o^{r} selues might or Could doe as if wee were p^{r}sonally p^{r}sent, Ratifying allowing holding firme and stable all and whatsoeuer Our said Attorneys shall doe or Cause to be done in or about th^{e} Execuc̄on of the same by uertue of theis p^{r}sents, In wittnes whereof Wee haue hereunto sett Our hands & seales this 6th day of Aprill 1666

Signed sealed and deliuered
In the p^{r}sence of
Caesar Wheeler
marke of
John σ Williams
Edward Sauage

marke of
Thomas T Frost (seald)
marke of
Thomas (ooo) Touey (seald)
marke of
Thomas T Smyth (seald)

The abouesaid letter of Attorney was by the partyes acknowledged and desire it may be recorded Ꝑ mee Dan: Jenifer

[p. 318] Thomas Frost Thomas Touey and Tho: Smith plaintiffs
Sampson Waring defend^{t}
} The defend^{t} by his Attorney deliuers in his Answere to the foregoeing declarac̄on (uizt)

To The Rig^{t} Hon^{ble} the Gouerno^{r} & Councell of Maryland

The humble answere of Sampson Waring to the humble pet^{n} of Tho: Touey Tho: Frost & Tho: Smith

The defend^{t} saith that the pet^{n} is uncertaine & insufficient and the matter therein Contained untrue, for that Rob^{t} Brassieur the elder late of Caluert County dec̄^{d} made none such his last will neither had the s^{d} Robert Brassieur 300 acres of land to bequeath neither euer did Benjamin Brassieur his Brother sell the said Robert Brassieur 300 acres of land, but that land whereupon the said Robert Brassieur dyed is and allwayes haue been in the possession of Benj^{a} Brassieur And his heires euer since M^{r} Richard Bennitt sold that deuidend of land to Benjamin Brassieur and for further answere to the pet^{n}, the defendant saith that sometime in January last past the said Touey Frost and Smyth by uertue of a Com^{con} from the Hon^{ble} Gouerno^{r}

directed unto m^{r} Tho: Mannyng and George Peake a Certaine writeing did produce to them alleadging it to be the last will and testam^{t} of the said Robert Brasseiur but the wittnesses which were inserted in the Com^{con} and brought by the said Touey Frost and Smyth to proue that writeing to be the last will & testam^{t} of the s^{d} Rob^{t} Brassieur, did sweare that they did sett theire hands as wittnesses to the will at the request of Cap^{t} John Cobreth but did not know whether it were the last will of Rob^{t} Brassieur or words to th^{t} effect as may more at large appeare by theire depositiones now in the Custody of the Rig^{t} Hon^{ble} the Gouerno^{r}, soe that the said m^{r} Thomas Mannyng & m^{r} George Peake Return'd the Comm^{con} and could doe nothing there anext Liber FF [p. 319]

Whereupon the def^{t} as Guardian to Rob̄: Brassieur Jun^{r} next Heire to Rob^{t} Brassieur Sen^{r} did apply himselfe to the Rig^{t} Hon^{ble} the Gouerno^{r} and Cheife Officer for Probate of Wills and testam^{ts}, & did desire letters of Adm^{con} upon the Estate of Rob^{t} Brassieur dying intestate which letters of Administrac̄on the Hon^{ble} the Gouerno^{r} upon serious deliberac̄on did grant to the defend^{t} and receiued them in Febrary last past as by the letters of Administrac̄on more at large appeares, a short time after the defend^{t} went to the howse wherein Robert Brassieur dyed to performe the duty and Office of an Adm^{r} according to Com^{con} but the said Touey Frost and Smyth unjustly detained the Estate of the said Rob^{t} Brassieurs and in Contempt of the Gouerno^{rs} Comm^{con} it was demanded of the defend^{t} if he would fight for it whereupon the defend^{t} Complained to the Hon^{ble} Gouerno^{r} who directed a warr^{t} to the sherriffe of Caluert County to deliuer out of the Custody of the said Touey Frost and Smyth into the possession of the said defend^{t} the Estate of the said Rob^{t} Brassieurs which accordingly was done in part though the said Touey Frost & Smyth did then wthstand the Right Hon^{ble} the Gouerno^{rs} warr^{t} and Comm^{con} wth force and Armes ag^{t} the peace and Gouernm^{t} of his Lordšps Prouince soe that the defend^{t} humbly saies that the Rig^{t} Hon^{ble} the Gouerno^{r} his Ord^{r} as in nothinge Erronious undue or extrajudiciall and ought to be reuersed upon any Petition but to stand and be in full force, w^{ch} the defend^{t} prayes &^{c}:

After much debate in the premisses and all partyes heard on both sides It is Ordered that the said Tho: Touey Tho Frost and Thomas Smyth haue full possession of the lands of which they were lately Outed and that the same be againe to them restored [p. 320]

Att a Court held att Newtowne for the County of S^{t} Marys the first twesday in Nouember 1665

P^{r}sent Coll W^{m} Euans Esqꝫ Councello^{r}

M^{r} Tho: Dent	Leiut^{t} Coll: John Jarboe	Comm^{rs}
Cap^{t} Luke Gardner	Cap^{t} W^{m} Boarman	
M^{r} W^{m} Bretton	M^{r} Randolph Hanson	
M^{r} Nic^{o} Young	M^{r} William Rosewell	

Liber FF To the worspll Commrs for St Maries County

The petn of Walter Pake the Attorney of Wm Price the Admr of Hugh Lee humbly sheweth

That Richard Grimes in his life time became endebted unto Hugh Lee in the sum̃e of Fiue hundred forty and seauen pounds of tobaccoe and Caske as by two bills may more fully appeare, wherefore yor petr Craueth Ordr agst Robert Cager the Admr of the said Richard Grimes for the sd sum̃e of fiue hundred forty and seauen pounds of tob̄: and Caske and Cost of suite,

Walter Pake the Attorney of Wm Price the Administratr of Hugh Lee plaintiffe Robert Cager the Administr of Richard Grimes defendat	The deft desires the plt may proue his debt—The Plt: pleading his wittnesses were not summoned according to the subpoenes desires imparleance untill the next Court, Which is granted by the Board

[p. 321] Att a Court held att Newtowne for the County of St Marys first twesday in January 1665/6

Prsent	Capt Luke Gardner Leiutt Coll: John Jarboe	Mr Randall Hanson Mr William Rosewell	Commrs

Walter Pake &c: plt Rob: Cager &c: defendt	The plt: the last Court crau'd imparleance untill this Court to produce his wittnesses

for the prouing of the Bill now in question and now produced the Oath of wm Price (which is endorced on the said bill and Certifyed undr the hand of George Thompson Clke of Charles County Court) uppon which the defendt pleaded the Act of Assembly Entituled an Act Concerning paymt of debts due by bill, and desired the benefitt of the said Act which Act being read the plt: Crau'd an appeale to the Prouinall Court, which was granted by the Board, and Ordered that the whole proceedings be sent up to the next Prouinall Cort

Vera Copia Walter Hall Clke

The abouesaid Bill being produc'd to the Board is read and is as followeth

This bill bindeth Mee Richard Grimes of the prouince of Maryland my heires Executors and Administratrs to pay or Cause to be paid unto Hugh Lee of St Marys County in the prouince aforesaid Innholder his heires or Assignes the full and Just Sum̃e of Three hundred and seauenty pounds of good & legall tobacco wth Caske at some Conuenient place at saint Maryes aforesaid on or before the 10th day of Nouembr next ensueing as wittnes my hand this 11th day of Octobr Anno domini 1661 Richard Grimes

Signed & deliuered in the
Presence of
marke of W Wm Dell
Wm Price

on the back of which bill thus written Liber FF [p. 322]
Nouembr 29th 1661
Memorandm I the wthin said Ri: Grimes doe my selfe &c: to pay unto Hugh Lee or his Assignes the sum̄e of One hundred seauenty seauen pounds of tobacco besides the wthin said bill upon demand wittnes my hand the day and yeare abouesaid Richard Grimes
Wittnes Will: Price

William Price sworne in Open Court held in Charles County the 14th Nouembr 1665 that he saw Richard Grimes deliuer this writeing on both sides of this paper to Hug Lee as his Act and deed
Test. Geo: Thompson Cl̄ke

The defendt still pleading the Act of Assembly The Board found the bill lost according to said Act, Whereupon the defendant Craueth Nonsuite which was granted wth his bill of Charges being

Nonsuite	150	300lb tob
3 dayes	90	
Attor̄: Fees	60	

Thomas Bennitt being bound ouer to this Prouinciall Court to answere what should be Objected agst him on behalfe of the Lord Propr by samuell Reape who did his Lords̄ps Attorney informe for hogg stealing, since which the sd Reape hath deserted and Runn out of the Prouince, Whereupon the said Bennitt is Ordered to be releast from his impeachmt Proclamac̄on being made 3 times thereon and noe prson appearing therein

Daniel Johnson being Call'd to the Board to answere the Complaint of Henry Addams High sherriffe of Charles County, hee making his appearance by uertue of the Gouernors speciall warrt, for an Contempt to the Gouernmt shewne in takeing away his horse after the sd sherriffe had prest it for the publicques use and Seruice, which was now declared by the sd High sherriffe at the Board, [p. 323]

Whereupon it Ordered the sd Johnson be fined to the Lord Proprietary in the sum̄e of fiue hundred pounds of tobacco and Caske

Appeale from Baltemore County

Ordered by the Commrs of Baltemore County Att a Court held the 13th March 1665

That whereas Edward Jessop Complaining to the Court by the desease of his Mistris and as by Indenture appeares he is free he being still detayned in seruitude by his mastr Coll: Nath: Utie It being the Judgmt of the Board that by his Indenture the sd Joseph is free, his mastr Coll: Utie not being willing to stand to the Judgment of this Court Craues an appeale to the Prouinall Court, The Court

Liber FF hath therefore Ordered the said Coll: Utie to put in Bond to the Court to prosecute att the next Prouinciall Court

Vera Copia ꝑ me John Collet Cler: Comt:

Collonell Nath: Utie being Called to answere the Complainte of the said Edward Jessop, and likewise to declare what he had to say uppon the foregoeing appeale, but noe appearance made by him nor his Attorney, wherefore Ordered it be soe Entred being Contrary to the Bond by him giuen for his appearance

[p.324] Whereas william Price was remoued from Charles County to this Prouinciall Court by Habeas Corpus, and being then under Execucon and in the Custody of the sherriffe of the said Charles County

It is therefore Ordered that the said William Price be deliuered into the handes and Custody of the sherriffe of St Marys County and the said sherr: of Charles County doe deliuer in an accompt of the Execucons soe layd upon the said Price, and there to remaine untill he hath sattisfyed all such Execucons for which he lyes undr at prsent as allsoe whatsoeuer Execucon else shall bee laid upon him during his said imprisonmt hereafter—William Price being call'd he made his appearance who was in Cort deliuered upp to the sherr: of St Marys County by the sherriffe of Charles County

Thomas Touey Tho: Frost and Tho: Smyth by theire Attorneys humbly desires the Court would please to grant them Ordr as well for the prsonall Estate belonging to Robt Brassieur decd: as the Reall Estate, according to the prayer of theire declaracon, which was not allowed by the Board, But Ordered that Mr George Peake of the Clifts in Caluert County doe forthwth receiue and take the whole personall Estate late belonging to Robt Brassieur decd: and it in his Custody keepe untill further Ordr from the Prouinciall Court

[p. 325] Persons that sett up theire names this Prouinciall Court declaring theire departures out of the Prouince and Quietus Ests, and for marryage &c

Henry Hare declares his intended departure Out of the Prouince this present yeare Not underwritt

Thomas Bowdle Administrator of Stephen Clifton declares for a Quietus Est upon the said Estate Not underwritt

The Bonds of Matrimony betweene James Browne and Joyce Briant published Not forbid nor undrwritt

John Edwards declares for England this prsent yeare Not underwritt

Peter Duvall declares for England this prsent yeare Not underwritt

Edward Russell declares for England this prsent yeare Not underwritt

Liber FF

Hugh ONeale declares for England this prsent yeare
Not underwritt
William Perryn declares for England this prsent yeare
Not underwritt

There being noe more Bussiness to bee Called or tryed this Prouinall Court The Gouernor doth adjourne the Court and appoint the next Court to be held the second twesday in June next being the 12th day thereof

[p. 326] Aprill 6th

Wm Hollingworth d̄d̄s writt of Execuc̄on for the Body of william Price, to remaine undr Execuc̄on untill hee shall sattisfye unto the said Hollingworth the sum̄e of fifteene hundred thirety fiue pounds of tobaccoe & Caske as allsoe the sum̄e of Nineteene hundred and seauenty pounds of tobaccoe for Charges allowed, as by an Order the 5th day of this prsent month in Prouinciall Court

To the sherriffe of St Marys County

Aprill 7th

Wm Lister d̄d̄s writt of Execuc̄on agst the Goods &c belonging to John Gilson for Nine pounds Eighte shillings sterling and seauen hundred and twenty pounds of tob̄: for Charges according to an Ordr in Prouinciall Court past the 5th of this instant month of Aprill directed

To the sherriffe of Caluert County

Aprill 7th

Richard Hyde d̄d̄s writt of Execuc̄on agst the Goods &c belonging to John Gilson for Six pounds twelue shillings sterling and Three hundred and sixty pounds of tobacco according an Order in Prouinciall Court past 5th Instant

To the sher̄ Caluert County

11th

John Foxhall demds writt agst Richard Smyth as Administrator of Thomas Wild in an acc̄on of the Case to the uallue of 1996lb tob̄

Warrt to sherriffe St Marys and Caluert Countyes to arrest &c Ret̄. 12th June next Prouinall Court

14th

William Smyth the Attorney of James Jolly d̄d̄s writt agst Peter Jones in an acc̄on of accompt to the uallue of 30000lb tobaccoe

Warrt to sherriffe of Anne Arrundell County or any other sher̄. to arrest &c. Ret̄ 12th June next Prouinall Court

[p. 327] Aprill 11th

Came Edward Loyd Esqȝ and desired the ensueing bill of Exchange may be recorded and that he may haue a Certifficate for the Record thereof as followeth

Liber FF Talbott County feb: 15th 1666

Twenty dayes after sight of this my third bill of Exch my first and second not being paid, pay or Cause to be paid unto Mr Richard Owins of London or his Ordr the sum̄e of Fowrty Fowre pounds Eighte shillings tenn pence and Charge it to accompt as p̄ adus from

To Mr John Burgess liuing yor Respectfull freinde
in Alderman Berry neer Tho: Bradley Junr
the signe of the Red Lyon
In London

Uppon which followed this Attestac̄on
St Marys in Maryland 11th Aprill 1666

Came Edward Loyd of Talbott County in the sd prouince Esqȝ into the Secretarys Office, and deliuered the Originall of the abouesaid bill of Exchange wth Request it may be Entred on Record in the said Office, there to remaine good and Substantiall in case the said Originall be lost or other Casualty thereto happen before the said sum̄e of Fowrety fowre pounds Eighte shillings tenn pence be of the sd John Burgess demanded, the first and second bills being allready sent forward, In wittnes whereof I doe attest the same to be a true Coppy from the Originall signed and Charged by the said Thomas Bradley the day & yeare abouesaid Daniel Jenifer Cl̄ke

16th Timo Gooddridge demds writt agst Tho: Martin in an ac̄con of the Case to the uallue of 5000℔ tobacco & Caske

Warrt to sherr̄. Talbott County to arrest &c: Ret̄ 12th June next Prouinall Court

[p. 328] Aprill 16th Timo Gooddridge demds summons for Enoch Comes Roger williams and Sarah [*blank*] to testifye in ditto Causo (ut ante) upon perill &c

16th John Abington by his Attorney Jno Morecroft demands subpoena in Chancery for Thomas Paggett to sett forth upon Oath what shall be by the said Abington or his Attorney agst him Objected, On the 12th day of June next in person then att St Marys to appeare in the said Chancery undr the penalty of 40℔ ster̄: and further to doe and receiue what the said Court shall therein thinke Fitt

To the sherriffe of Caluert County

24th Reymond Staplefort demds writt agst Jno Bayley in an ac̄con of debt due by accompt to the uallue of 36156℔ tob̄: & Caske & 564℔: 19s: 2d new England pay

Warrt to sherr̄: Caluert County to arrest &c: Ret̄. 12th June next Prouinall Court

May 2d Daniel Jenifer the Attorney of Jerome White Esqȝ demds writt agst George Day in an ac̄con of Couenant to the uallue of twenty thowsand pounds of tob̄: and Caske

Warr^{t} to the sherriffes of Talbott & Baltemore Countyes to arrest &^{c} Ret̄: 12th June next Prouin^{all} Court Liber FF

Execuc̄on then issued to leauy 70^{lb} powder in the shipe Sarah of Bristoll Thomas Cooke mast^{r} 2d
Writt to sherr̄. S^{t} Marys County who executed the same

Daniel Jenifer the Attorney of Andrew Skinner dem^{ds} writt of Execuc̄on ags^{t} the Estate of Rich^{d} Collett as Administrato^{r} of Francis Riggs dec^{d} to th^{e} uallue of three thowsand pounds of tobaccoe
To the sherr̄ Caluert County &^{c}

Thomas Ringold dem^{ds} writt ags^{t} Thomas Hinson sen^{r} and Henry Parker in an ac̄con of tresspass to the uallue of 100^{lb} sterling [p. 329] May 3d
Warr^{t} to sherr̄ Talbott County to arrest &^{c}: Ret̄ 12th June next Prouin^{all} Court

Edward Good dem^{ds} writt ags^{t} Eliz: Tow the heiresse and Executrix to Rob^{t} Tow dec^{d} in an ac̄con of the Case to the uallue of Tenn thowsand pounds of tobaccoe 9th
Warr^{t} to sherr̄ Talbott County to arrest &^{c}. Ret̄: 12th June next Prouinciall Court

John Edmundson dem^{ds} writt ags^{t} Peter Bawcombe in an ac̄con of debt for 5000^{lb} tob̄: in all wth dam̄ages Tenn Thowsand pounds of tobaccoe 9th
Warr^{t} to sherriffe of Talbott County or any Other sherriffe wthin the Prouince to arrest &^{c} Ret̄. 12th June next Prouin^{all} Court

John Edmondson dem^{ds} writt ags^{t} Peter Bawcombe in an ac̄con of debt to the uallue of 1500^{lb} tobaccoe and 1500^{lb} tob̄: for dam̄ages in all 3000^{lb} tobaccoe 9th
Warr^{t} to sherr̄. Talbott County or any other sherr̄: wthin the Prouince to arrest &^{c} Ret̄. 12th June next Prouin^{all} Court

John Edmondson dem^{ds} writt of Attachm^{t} ags^{t} the Estate of Peter Bawcombe for 6500^{lb} tobaccoe to remaine in the sherriffes Custody untill th^{e} next Prouin^{all} Court that the said Bawcomb or his Attorney doe appeare then to answere the suite of the said Edmondson in 2 ac̄c̄ons of debts to th^{e} uallue and damages of 13000^{lb} tobacco & Caske 9th
Writt to the sherriffe of Talbott County or any other sherriffe within the prouince to attach &^{c}

Thomas Mannyng dem^{ds} writt ags^{t} Thomas wadde in an ac̄con upon the Case to the uallue of 6000^{lb} tob̄: 12th

Liber FF 12th Idem summons for Isaack Abrahams Jn^{o} Hamilton and Isaack Tubb to testifye in ditto Causo

Both writts to sherr̄. Caluert County

[p. 330] May 13th Thomas Frost Thomas Touey & Thomas Smyth dem^{ds} subpana in Chancery for Sampson Waring and Thomas Mannyng to sett forth upon Oath what they doe know in what is alleadg'd by the said Frost Touey and Smyth in theire declarac̄on personally to appeare in the said Co^{rt} of Chancery wheresoeuer it shall be held on the 12th June next und^{r} the penalty of 100℔ sterling

To the sher̄. Caluert County

13th Idem summons for John Cobreth Rob^{t} Jaruis and Thomas Troster to testifye the truth of theire knowledge in ditto causo upon perill of forfeiting 500℔ tob̄: each person

War^{t} to sher̄ Caluert County to warne &^{c}. Ret̄. 12th June next Prouin^{all} Court

Thomas Hinson dem^{ds} writt ags^{t} Nathaniell Thornton in an acc̄on of debt to the uallue of 10000℔ tob̄

Warr^{t} to sherr̄. Caluert County to arrest &^{c}. Ret̄. 12th June next Prouin^{all} Court

Know all men by these p^{r}sents That I John Peerce Chirurgion of the good shipe called the Aduenture of Hull haue Assigned Ordained and made and in my steed and place put and Constituted my Trusty and Wellbeloued freinde Richard Collett of saquesakannagh point in Petuxent riuer to be my true and lawfull Attorney for me and in my name and to my use to aske sue for leuy require recouer and receiue of all and euery person and persons whatsoeuer all and euery such debts as are due unto mee or which att any day or dayes time or times hereafter shall be due Oweing belonging or appertaining unto me by any manner of wayes or meanes whatsoeuer giuing and granting unto my said Attorney by the tenor of these p^{r}sents my full & whole power strength and Authority in [p. 331] and about th^{e} premisses And upon the Receipt of any such debts as aforesaid to giue acquittances or other discharges for me and in my name, to make seale an deliuer and all and euery other Act & Acts thing or things deuice or deuices in the law whatsoeuer needfull and necessary to be done in or about th^{e} p^{r}misses for the recouery of any such debts as aforesaid for me and in my name to doe Execute and performe as fully largely and amply in euery respect to all intents Construcc̄ons and purposes as I my selfe might or could doe if I were p^{r}sonally p^{r}sent, rattifying allowing and holding firme and stable whatsoeuer my said Attorney shall lawfully doe or Cause to be done in or about the Execuc̄on of the same, by uertue of these p^{r}sents in wittnes whereof I haue hereunto sett my hand and seale this 11th day of Aprill 1666 John Peerce (seald)

Signed sealed & deliuered
In the p^{r}sence of Us
Wiłł Willett
the marke of
Rob: R Bayley

The foregoing power was at the request & instance of both partyes desired it may be Recorded
℘ mee Daniel Jenifer

Know all men by these p^{r}sents that I Tho: Mountfort Merchant doe quitt Claime and by these p^{r}sents for Mee my heires Executo^{rs} and Administrato^{rs} or Assignes doe for euer Release discharge and aquitt Barnaby Jackson of S^{t} Marys County plant^{r} from all debts dues or demands either by accompt or otherwise onely Excepted One bill of Fourteene hundred seauenty One pounds of tobacco and Caske bearing date wth these p^{r}sents as wittnes my hand this 4th Aprill 1666 Tho: Mountfort
Jn^{o} Lawson
Tho: Bennitt

If it doth appeare by the note of perticulers that the debt is but One thowsand three hundrede pounds of tobacco I doe acknowledge to deduct it out of th^{e} Bill wittnes my hand this 4th Ap^{r} 1666
Witt: Jn^{o} Lawson Tho Mountfort
Tho: Bennitt

Entred on Record by Ord^{r} from Tho: Mountfort

[p. 332]

This Bill bindeth Mee Barnaby Jackson my heires Executo^{rs} and Administrato^{rs} to pay unto Tho: Mountfort Edward Richardson or either of theire Attorneys the sum̃e of One thowsand fower hundred Seauenty One pounds of tobacco & Cask to Containe the same, according to Act of Assembly att his now dwelling howse or in some Conuenient place in Petuxent riuer upon the tenth day of Octob^{r} next ensueing the date hereof as wittnes my hand this 4th day of Aprill 1666. Barnaby Jackson
Wittnes John Lawson
Tho: Bennitt

Entred on Record at th^{e} request of both partyes
Daniel Jenifer

This Bill bindeth me Guy white me my heires Executo^{rs} and Administrato^{rs} to pay or Cause to be paid unto John Sewear his heires Executo^{rs} Administrato^{rs} or Assignes the full and Just sum̃e of Thireteene hundred pounds of good sound Merchantable and Caske according to the Act of Assembly due to be paid after th^{e} 10th day of Octob^{r} next ensueing the date hereof upon all demands at my now dwelling plantac̄on in wittnes whereof I haue hereunto sett my hand this 27th March 1666 Gey White
Testis Job Walton
Nath: Sprigge

Liber FF Know all men by these p^{r}sents that I Jn^{o} Abington of Caluert County in the prouince of Maryland haue made Constituted and Ordained & by these p^{r}sents doth Constitute and Ordaine M^{r} John Morecroft of S^{t} Marys County my true and lawfull Attorney for me and in my name to appeare in all matters of law w^{t}soeuer belonging to me in th^{e} afores^{d} prouince giuing my s^{d} Attorney full power to make & Ordaine One or more Attorney or Attorneys und^{r} him & at his will and pleasure the same to reuoke & w^{t} he shall therein doe I doe hereby Obleige myselfe to Rattify allow and Confirme to all intents & purposes as I might or could doe I being p^{r}sonally p^{r}sent
[p. 333] In wittnes whereof I haue hereto sett my hand and Seale this 16th day of Aprill 1666 John Abington (Seald)

Sealed & deliuered in the
p^{r}sence of Us
Daniel Jenifer
Edw^{d} Sauage

The foregoeing power was by Mr John Abington requested it may be recorded
Ꝑ Mee Daniel Jenifer

This Indenture made the tenth day of March Anno Dn̄i 1665 Betweene William Watts of the One Party and Fortune Mittford of S^{t} Georges in S^{t} Marys County in the Prouince of Maryland widdow on the Other party, wittnesseth that the said wiłłm for & in Consideraco̅n of the sum̄e of seauen thowsand pounds of tobacco to him in hand paid by the said Fortune, the Receipt whereof he doth hereby acknowledge, and thereof and euery part and parcell thereof doth Clearely and absolutely foreuer acquitt and discharge the said Fortune Mittford her heires Executo^{rs} and Assignes by these p^{r}sents, hath giuen granted bargained aliened and sold and doth by these p^{r}sents giue grant bargaine alien sell enfeoffe and confirme unto her the said Fortune her heires and Assignes for Euer, all that parcell of ground conteyning by estimaco̅n One hundred acres beginning on the South East side of a Runn called the deuiding runn and then running North west unto Crany Creeke wth the Ap̄tnances which is now in the tenure & Pos̄son of the said Fortune and was purchased by the said william Watts of Henry Ellery, being the moyety of a tract of land containing two hundred acres of land belonging to the said Henry and adjoyning to the manno^{r} of west S^{t} Marys on S^{t} Georges Riuer in S^{t} Marys County aforesaid wth all and euery the howses buildings Orchards gardens thereupon planted and built Together wth all wayes Easm^{ts} Priuiledges Comodities proffitts and implements to the same belonging or appurtaining, Together wth all the
[p. 334] writeings deeds Pattents Charters & Euidences touching and Concerning the same or any part or parcell thereof, To haue and to hould the s^{d} parcell of land Containing One hundred acres before by these p^{r}sents bargained and sold and all Other the Bargained P^{r}misses hereby intended to be bargained and sold unto the s^{d} Fortune her

heires and Assignes for euer and the said W^{m} Watts the said parcell Liber FF of land and all other the Bargained p^{r}misses unto her the said Fortune her heires & assignes shall and will for euer hereafter warrant and defend and the said William doth further for himselfe his heires Executo^{rs} & Adm^{rs} Couenant promise and grant to & wth the said Fortune her heires and Assignees to make or cause to be made all & euery such further and other Assurance or Assurances Conueyance or Conueyances in law when thereunto required be it by fine feoffm^{t} Enrollm^{t} of these p^{r}sents or by such other lawfull wayes or meanes as by the said Fortune her heires and As̄s̄ḡs or her or theire Councell learned in the law shalbe reasonably deuised aduized and required, & allsoe that he the said William together wth Alice his now wife shall by fine and Concord thereupon by them to be acknowledged Conuey and make Ouer the said parcell of land & Bargained premisses to her the s^{d} Fortune her Heires and Assignes wth such warranty is aboue expressed in wittnes whereof both partyes to these presents theire hands and seales interchangeably haue sett the day and yeare first aboue written William Watts
sealed signed & deliuered (Seald)
In the p^{r}sence of
Daniel Jenifer Edward Sauage

To all Christian people to whome these p^{r}sents shall Come I [p. 335] Marmaduke Snow in s^{t} Marys County in the Prouince of Maryland gen^{t} Assigne of Edith Snow of farm hill in the County of Stafford in England widdow Assigne of Abel Snow of Cursiters Office in the County of Midlesex gen^{t} sendeth Greeting, Know yee that whereas Thomas Gerrard of Machoitick in the County of Westmerland in Vergenia Esqꝫ by the name of Thomas Gerrard of the Isle of S^{t} Clements wthin the Prouince of Maryland in the parts of America Gen^{t} acknowledged a Certain Recognizance in the Chancery of Our Soueraigne Lord the King in England bearing date the 9th day of June in the 16th yeare of the Raigne of Our late soueraigne Lord King Charles, of the sum̃e of One Thowsand pounds sterling to the s^{d} Abell Snow by the name of Abell Snow in Cursiters Office in the County of Middlesex Gen^{t} wth defeazance thereupon, and allsoe acknowledged One Other Recognizance of One thowsand pounds sterling wth defeazance thereupon to the said Abell Snow before the Rig^{t} Hon^{ble} Caecilius Baron of Baltemore Lord Proprietary of the Prouinces of Maryland and Aualon att London wthin the Realme of England bearing date likewise the said nineth day of June in the 16th yeare of the Raigne of Our said late soueraigne King Charles both which Recognizances acknowledged as aforesaid was by Certaine Instrum^{ts} in writing bearing date 27th day of June anno dñi 1642 giuen granted and Assigned & sett Ouer by the said Abell Snow, together wth all houshold stuffe mony debts whatsoeuer to Edith

Liber FF Snow his mother by the name of Edith Snow of Ferniehill in the County of Stafford Widdow all which was likewise by Certaine Instruments in writeing bearing date the first day of June annoqꝫ diñi 1649 by the said Edith granted Ouer unto Marmaduke Snow as by the said writeings more fully and more at large it doth and may appeare, Now Know yee further That I Marmaduke Snow for the Considerac̄on of the sum̄e of six Thowsand pounds of tobacco and Caske yearely to be paid Mee during my Naturall life and of Other Couenants menc̄oned and Conteyned in a Certaine writing or Instrum^{t} bearing [p. 336] euen date wth these p^{r}sents and by the said Thomas Gerrard to be paid & performed haue remised released and doe by these p^{r}sents for Me my Executo^{rs} Administrato^{rs} and Assignes Remise Release and for Euer Quite Claime unto the s^{d} Thomas Gerrard his heires Executo^{rs} and Administrato^{rs} all and all manner of acc̄ons as well Reall & personall Judgm^{ts} Debts dues and Execuc̄ons and demands whatsoeuer either touching or Concerning the said Recognizances or any other debt or debts whatsoeuer by writing or any other Instrum^{t} whereby the said Thomas Gerrard stands bound to the said Abell Snow or for or Concerning any other matter cause or thing whatsoeuer from the beginning of the world to this p^{r}sent day, And the said Marmaduke Snow doth farther Couenant promise and grant to and wth the said Thomas Gerrard his heires Executors and Assignes the said Recognizances and all other bonds bills Instrum^{ts} Writings and Assignments whatsoeuer whereby the said Thomas Gerrard doth any way stand bound or Obleiged to the said Abell Snow & by him granted and Assigned to the said Edith his mother and by her Granted and Assigned to the s^{d} Marmaduke Snow wthin one month next after the date hereof In wittnes whereof I haue hereunto sett my hand and seale this 12th day of May Annoqꝫ Domini 1666

Memorand^{m} the words (by the s^{d} Abel Snow) was interlined before signed

Marmaduke Snow (seald)

Signed sealed & deliuered in presence of John Morecroft
6 siddes Rob^{t} Slye
Benja Rozer

The abouemenc̄oned acquittance was att the instance of both persons desired it may bee Recorded ꝑ Mee
Daniel Jenifer Clk̄e:
29 $\frac{3}{m}$ 66

This Indenture made this 12th day of May annoqꝫ Dm̄ni 1666 between Thomas Gerrard of westmerland County in Vergenia Esqꝫ of the One part, and Marmaduke Snow of S^{t} Marys County in the Prouince of Maryland gen^{t} of the other part, wittnesseth that the said Thomas Gerrard and the said Marmaduke Snow parties to these p^{r}sents haue Concluded agreed and Condicended together by and [p. 337] between themselues And the said Thomas Gerrard in Considerac̄on of a Certaine Instrum^t^ of Release bearing euen date w^th^ these p^r^sents whereby the said Marmaduke Snow Assigne of Edith Snow, Assigne of Abel Snow hath Released to him the said Thomas Gerrard all manner of debts due upon Certaine Recognizances Entred into by the said Thomas Gerrard to Abel Snow and by him Assigned to Edith Snow his mother w^th^ a deed of Guift of all his Goods and Debts whatsoeuer and by the said Edith Assigned to the said Marmaduke Snow as by the said Release more at large doth Appeare, Now the said Thomas Gerrard, for himselfe his heires Executo^rs^ & Adm^rs^ doth Couenant promise and Grant to and w^th^ the said Marmaduke Snow his Executo^rs^ Administrato^rs^ & euery of them, That he the said Thomas Gerrard his Executors & Administrato^rs^ shall and will secure and saue Harmless the said Marmaduke Snow of and from all And seuerall the debts or demands that are demanded and made of him by all or any of the persons whose names together w^th^ the debts are mencõned and perticulerly exprest in a Certaine Schedule indented and annext to these p^r^sents, and subscribed w^th^ both and seuerall theire Respectiue hands, And allso shall pay or Cause to be paid unto the said Marmaduke Snow yearly & euery yeare during his Naturall life the sum̃e of six thowsand pounds of tobacco & Caske yearely to be paid in some Conuenient place or places in s^t^ Clements Manno^r^ in Wiccocomoco riuer att or uppon the 10^th^ day of Nouember, And the first paym^t^ to beginn the 10^th^ day of Nouemb^r^ next, And also shall w^th^in 40 dayes next ensueing the date of these p^r^sents deliuer unto the said Marmaduke Snow a good horse w^th^ bridle and saddle to be to him the s^d^ Marmaduke Snow as his owne proper Goods & Chattles and to his sole and proper use and behoofe, And further that the said Thomas Gerrard shall not sue implead molest or trouble the said Marmaduke Snow for any matter Cause or thing whatsoeuer heretofore had done or Committed from the beginning of the World to this p^r^sent day, And the said Marmaduke Snow for himselfe his Executo^rs^ and Administrato^rs^ doth hereby Couenant promise and Grant to and w^th^ the said Thomas Gerrard his Executo^rs^ & Administrat^r^ that if he the said Marmaduke Snow shall at any time be impleaded or sued by the said partyes mencõned in the said Schedule for any of the debts that the said Marmaduke Snow shall not Confess any Judgm^t^ for the same but shall giue notice to the said Thomas Gerrard or his Attorney that they defend the same Liber FF [p. 338]

Wittnes John Morecroft Tho: Gerrard (seald)
Rob^t^ Slye
Benj^a^ Rozer

Recorded at the Instance of both partyes ₱ Mee
Daniel Jenifer

More added in the foregoeing Indenture in another paper annext thereto (uizt)

Liber FF And for that purpose shall make a firme and irreuocable letter of Attorney that the sd Thomas Gerrard or his Attorney may defend the same and allsoe to prosecute a suite agst Daniel Hutt for a Certaine parcell of Hoggs by the sd Hutt Carryed away from Mattapenny, In wittnes whereof the parties aforemencōned haue to these prsents Interchangeably sett theire hand and seale the 12th day of May annoqꝫ Domini 1666 Thomas Gerrard (seald)

Signed sealed and deliuered
In the prsence of
John Morecroft
6 sides Robt Slye
Benja Rozer

Recorded att the Instance of both partyes Daniel Jenifer

A perticuler Schedule of the debts or demands wth the names of the prsons to whome they are due or demanded by, for wch in the wthin written Indenture Tho: Gerrard doth Couenant to secure marmaduke Snow.

To Mr John Foxhall about	8450lb tob
To Jno Gittings if not encluded in Foxhalls demd	800
To Docter Luke Barbier	3000
To Mr Dent his Demand for seruing the writt of Execucōn for the Extent	

wittnes Jno Morecroft
Robt Slye Benja Rozer

Tho: Gerrard
Mar: Snow

[p. 339] Know all men by these prsents that I Tho: Gerrard of Westmerland County in Virgenia Esqꝫ doe owe & stand Endebted unto Marmaduke Snow of St Marys County in the Prouince of Maryland The full & Just sum̃e of Fiue hundred pounds sterling to be paid to him or his Certaine Attorney or Assignes, to the which paymt well & truely to be made I binde me my heires Executors and Administrators firmly by these prsents, wittnes my hand & seale this 12th day of May Annoqꝫ Domini 1666

The Condicōn of this Obligacōn is such that if the aboue bounden Thomas Gerrard his heires Executors Admrs or Assignes and euery of them shall and will from time to time and all times hereafter for his and theire parts well & truely Obserue fullfill performe and keepe all and euery the Couenants Grants and Agreemts on his & theire parts to be Obserued fullfilled and performed & mencōned Expressed and declared in One paire of Indentures bearing date wth these prsents, that then this Obligacōn to be uoid, or else to stand in force Tho: Gerard (seald)

Signed sealed & deliuered
In prsence of
Benja Rozer
Jno Morecroft
Robt Slye
Justinian Gerrard

Recorded att the Instance of both persons Daniel Jenifer

Liber FF

Know all men by these p^{r}sents that Joseph Swett of Boston in the Massachusetts Colonie of New England Marriner Daniel Turin of the same Boston Blacksmyth and Mary Cad of said Boston widdow the Relict and Administratrix to the Estate of the late Bartholemew Cad of the said Boston Marriner her late husband deceased upon the 5th day of Octob^{r} in the yeare of Our Lord 1665 Stilo Ang^{lo} Annoqꝫ Regni Regis Caroli secundi xvii, Appeared before Mee Rob^{t} Howard dwelling in said Boston Notary and Tabillion publiqꝫ by Authority of the Generall Court of the Colonie afores^{d} Admitted and Sworne in p^{r}sence of the wittnesses hereafter named, the said Joseph Swett Daniel Turin and Mary Cad declared and mainfested, that of theire Owne Accords they haue nominated Assigned made Ordained Constituted and appointed, and in theire steads [p. 340] and places by these p^{r}sents doe nominate Assigne made Ordaine Constitute and appoint William Hollingworth of Salem in the said Collony merchant theire true and lawfull Attorney in their names & steads & to theire uses to aske demand sue for recouer receiue Obtaine and gett all and Singular such sum̄e and sum̄es of money debts goods wares merchandizes and thinges whatsoeuer as now are or hereafter shall bee Oweing belonging or appertaining unto them Constituants Joyntly or any One of them seuerally by or in the hands or possession of any person or persons whatsoeuer in maryland or New York, be it by bill booke Obligac̄on specialty accompt Couenant or Otherwise by any way or meanes whatsoeuer nothing excepted or reserued wth all Costs and Interests also wth the s^{d} person or persons to accompt and take an accompt of them Concerning all affaires and bussinesses between the said Constituants Joyntly and any of them seuerally and them or any of them the said debtors, likewise for or Concerning the premisses or any part or parcell thereof to compound and agree acquittances or other sufficient discharges in the names of them Constituants to make subscribe seale and deliuer if need be allsoe for the p^{r}misses to appeare and the persons of them Constituants to represent in all Courts and before all Lords Judges and Justices, And to doe say persue implead seize sequester attach arrest imprison and to Condempne and out of prison againe when need shall be to deliuer likewise One Attorney or more wth like or limitted power und^{r} him theire aforesaid Attorney to make and substitute and at his pleasure to reuoake and Generally in and Concerning the premisses to doe say Conclud execute and determine all and w^{t}soeuer the said Constituants themselues might or could doe if they were p^{r}sonally present, The said Constituants promiseing to haue and to hould for [p. 341] good firme and of ualue all and whatsoeuer their said Attorney or his substitutes shall lawfully doe or procure to be done in or about the premisses by uertue hereof In wittnes whereof the said Constitu-

Liber FF ants haue hereunto put theire hands and seales the day & yeare aboue written

Joseph Swett (seald)
Daniell Turell (seald)
Mary Cadd (seald)

Signed sealed & deliuered the word
dam̄ages being interlined before
sealing in the p^{r}sence of
William Pearse
Maughlin Knight
his marke
Ita attesto p̄ Rob^{t} Howard
praedict. not̄: publ̄:

Cost of suite allowed Tho: Gerrard pl̄t ags^{t} William Boreman defend^{t}

Sherriffs Fees and Attorneys Fees	105	1485$^{lb\ tob}$
Rob^{t} Slyes attendance	240	
W^{m} Bartons attendance	240	
Benjamin Rozers attendance	180	
Attendance of Boate and handes 6 dayes 120 p̄ die	720	

Wee the Jury of Inquest being required by Richard Ewen sherriffe of Ann Arrundell County to ueiw the Body of Philip Allumby of the same County doe finde that by misaduenter and through the weakness of the Ice fell through and was drowned, and soe wee returne o^{r} Verdict

Geo: Skipwith
Rob^{t} Loyd
Sam̄: Garland
Michaell Offley
Nathan Smyth
John Welch
George Champion

George Braddock
Thomas Taylor
marke of
Thomas T Waddy
marke of
Thomas T Parsons
John Grimes

Richard Ewen sheriffe

[p. 342] S^{t} Maryes County ss Comand William Watts & Alice his wife that Justly and wthout delay they keepe wth Fortune Mittford of s^{t} Georges in the County afores^{d} widd^{w} the Couenant made betweene them of a parcell of land Conteyning One hundred acres beginning on the south East side of a Runn called the diuiding runn and soe Running North west unto Crany Creeke being the Moyety or One halfe of a Tract of land, Containing two hundred acres Adjoyning to the Manno^{r} of West Saint Marys on S^{t} Georges Riuer which s^{d} Two hundred acres of land were Granted to Philip West by Pattent bearing date the 3^{d} of August 1640 and Signed by Leonard Caluert Esqꝫ then Gouerno^{r} of this prouince und^{r} the Rig^{t} Hon^{ble} the Lord Proprietary thereof, and hath since by lawfull wayes and meanes Come to Henry Ellery and since to him the s^{d} will^{m} Watts by pur-

chase from the said Henry Ellery as by agreem^{t} betweene them upon Liber FF
upon record it doth appeare Charles Caluert

And the Concord is such (To witt) that the said W^{m} and Alice haue acknowledged the said parcell of land conteining One hundred acres wth the Appurtenances to be the Right of the said Fortune as those the said Fortune hath of the Gift of them the said William and Alice, And they the said William and Alice haue Remised and made Quitt Claime of the Same from them the said William and Alice and the heires of the said William unto the said Fortune and her heires for euer, And further the said William and Alice haue granted for themselues and the heires of the said william the said parcell of land wth the Appurt̄nnces to her the said Fortune and her heires, to warrant and defend for euer ags^{t} all men whatsoeuer, And for this acknowledgm^{t} Remise Quitt Claime Warranty Fine and Concord the said Fortune hath giuen to the said W^{m} & Alice seauen thowsand pounds of tob̄:

William Watts
marke of
Alice Watts

Capt̄ et Recognita
Coram me Charles Caluert

This Indenture made the 4th day of Nouemb^{r} 1665 Betweene [p. 343] Peter Sharpe Chirurgion of Caluert County of the One party and Daniel Clarke of Choptanck of the other party wittnesseth that the s^{d} Peter Sharpe for and in Considerac̄on of a ualuable Consideracon allready in hand receiued by me the said Peter Sharpe from the said Daniel Clarke haue Granted Bargained Sould Alyenated enfeoffed and Confirmed and by these p^{r}sents doe hereby binde my selfe my heires Executo^{rs} Administrato^{rs} and Assignes, Doe Grant Bargaine sell Alienate Enfeoffe and Confirme unto the said Daniel Clarke his heires Executo^{rs} Administrato^{rs} & Assignes all that parcell of land Called sharpes point lying on the Easterne Shore att the head of a riuer called little Choptanck beginning att a marked red Oke upon a point att the mouth of a Creeke Called sharps Creeke, Containing two hundred acres of land as by pattent will more largely appeare, wth all proffitts pattents writeings Comodityes and heriditam^{ts} to the same belonging or in any wise appertaining and all the Estate Right title Interest Claime and demands whatsoeuer the said Peter sharpe hath of in and to the abouesaid land or any part or parcell thereof by uertue of any Grant Bargaine or Sale whatsoeuer heretofore made by the said Peter sharpe or by any person or persons whatsoeuer To haue and to hould the said land and euery part and parcell thereof unto the said Daniel Clarke his heires Executo^{rs} Administ^{rs} or Assignes to the onely proper use and behoofe of the said Daniel Clarke his heires Executo^{rs} Administrato^{rs} and Assignes for euer freed acquitted and att all times hereafter discharged by the said Peter sharpe of and from all and all manner of former and

Liber FF other Bargaines Grants sales Leases forfeitures Joyntures dowryes Surrenders Judgm^{ts} Execuc̄ons and of & from all other titles troubles & incumbrances whatsoeuer and att all time and times hereafter at the request haue and made to the said Peter Sharpe by the said Daniel Clarke more assurance or assurances by the Councell learned in the law of the said Daniel Clarke shall be aduized deuized or required [p. 344] for the more absolute perfect surety and sure making of all & singular the abouesaid parcell of land and euery part and parcell thereof unto the said Daniel Clarke his heires Executo^{rs} Administrators and Assignes for euer In Confirmac̄on whereof the said Peter sharpe doe hereunto sett his hand and seale the day and yeare aboue written

Signed sealed & deliuered Peter sharp
In the p^{r}sence of Us signum
marke of Judith ‡S sharpe (seald)
Christopher C Denne
Edward Dauies
W^{m} Soub^{r}

Acknowledged before mee by Peter sharpe
this 14th day of Aprill 1666
Philip Caluert

To all people to whome these p^{r}sents shall come Greeting &^{c}: Know yee that I Bartholemew Gleuin of the County of Ann Arrundell in the Prouince of Maryland for diuers good Causes and Considerac̄ons mee thereunto mouing and to the intent and purpose that these p^{r}sents hereafter menc̄oned may remaine Continue and be reputed the proper Estate of Mary Connor her heires Executors Administrato^{rs} & Assignes foreuer &^{c}: haue giuen and Granted and by these p^{r}sents doe giue and grant unto th^{e} said Mary Connor or his heires or Assignes as afores^{d} all & euery part and parcell of my reall & p^{r}sonall Estate wthin this prouince aforesaid that is to say all my lands plantac̄ons seruants Goods debts and Chattles that I the said Bartholemew Gleuin haue possess and enioy or of right ought to haue possess or Enjoy the same and euery part and parcell thereof I binde my selfe to deliuer and possess the said Mary Conno^{r} of as her [p. 345] owne proper Estate to all intents and purposes When she the said Mary or her Order shall require the same to the true intent & meaning hereof I haue unreuoakably sett my hand and seale this 14th day of Nouemb^{r} Annoqꝫ Domini One Thowsand Six hundred Sixty and Foure Barthol Gleuin (seald)

Sealed Signed & deliuered
In the p^{r}sence of
Toby Weells
marke of
John § Jenkens

These are to Certifye that I margarite Pickerin the wife of John Pickerin doth giue free Consent for the sale of Six hundred acres of land lying and Scituate in the Prouince of Maryland on the north side of a riuer in the s^d^ Bay Called Chester Riuer beginning att a marked Caedar tree by a marsh Running North west by the water side sold to Walter King or his Assignes, Receiuing lawfull Consideracon for the said lands in wittnes whereof I haue hereunto put my hand and seale this 6th day of Octob^r^ 1665 Liber FF

Wittnes Margarite Pickerin (seald)

Katherne Thomas
her X marke
Tho: Perkins
John Chaiers

This Indenture made the 26th day of March in the yeare of Our Lord God 1666: Betweene John Peckering of the Citty of Bristoll in England salter and Margarita his wife of the One part, And walter King of the same place Merchant on the Other part Wittnesseth that the s^d^ John King and Margarite his wife for a ualuable Consideracon in hand allready receiued by them the said John Pickering and Margarite his wife from the said Walter King, Haue Granted Bargained Aliened Sold Enfeoffed and Confirmed, And by these p^r^sents for themselues theire heires Executo^rs^ Administrato^rs^ & Assignes Doe Grant alien Bargaine sell Enfeoffe and Confirme unto the said walter King his heires Executo^rs^ Adm^rs^ and Assignes All that parcell of land called Iske lying on the East side of Chesepiake Bay And on the North side of a riuer in the s^d^ Bay Called Chester Riuer beginning att a marked Caedar tree standing upon a point by a Marsh Running North west by the riuer side for breadth three hundred perches to a markt Oke upon a point bounding on the East by a line drawne south west from the s^d^ Oke for length three hundred and twenty perches on the north by a line drawne south East from the end of the south west line for breadth three hundred perches on the west by a line drawne North East from the end of the south east line unto the first marked Caedar on the south by the riuer Containing & now laid out for six hundred acres more or lesse, with all Edifices howses Proffitts Pattents writeings Comodities and Hereditam^ts^ to the same belonging or in any wise appertaining And all the Estate right title Interest Claime & demand whatsoeuer They the said Jn^o^ Pickering and Margarite his wife haue of in and to the said six hundred acres of land aforesaid and any part or parcell thereof by uertue of any Grant Bargaine or sale heretofore made to them the said John Pickering and Margarite his wife by any person or persons whatsoeuer, To haue and to hould the said six hundred acres of land and euery part and parcell thereof unto the said Walter King his heires Executo^rs^ Administrato^rs^ and Assignes, To the onely proper Use and behoofe of the said walter King his [p. 346]

Liber FF heires and Assignes for Euer freed acquitted and att all times hereafter discharged by them the said John Pickering and Margarite his wife of and from all and all manner of former and other Bargaines Grants Sales leases forfeitures Joyntures Dowryes surrenders [p. 347] Judgm^ts^ Execuc̃ons And of and from all other Titles Troubles & incumbrances whatsoeuer and att all time and times hereafter at request had and made to them the said John Pickering & Margarit his wife more assurance and Assurances by the Councell learned in the law of the said Walter King shall bee aduized deuized or required for the more absolute & perfect surety and sure making of all and singuler the said six hundred acres of land and euery part and parcell thereof unto the said Walter King his heires Executo^rs^ Administrato^rs^ and Assignes for Euer, In Confirmac̃on whereof the said John Pickering and Margarite his wife doe hereunto sett theire hands and seales the day & yeare aboue written Signum

Signed sealed & deliuered John P Pickering (seald)

In the p^r^sence of

Daniel Jenifer

Tim^o^ Stampe

The foregoeing Conueyance was by John Pickering acknowledged as his act and deed Dañ: Jenifer Clke

Com̃and John Pickering of the Citty of Bristoll in England salter that Justly &^c^: he Keep w^th^ Walter King of the same place merchant the Couenant &^c^: of six hundred acres of land called Iske lying on the East side of Chesepiake Bay and on the north side of a riuer in th^e^ said Bay called Chester riuer in the prouince of Maryland w^th^ it's apur̃nnces &^c^

And the Agrem^t^ is such that th^e^ s^d^ John Pickering hath acknowledged the aforesaid land w^th^ it's apr̃nces to be the Right of the said Walter King as those which the said Walter King hath of the Guift of th^e^ s^d^ John Pickering and the same he hath remised and quitt Claimed from him and his heires to the aforesaid Walter King and the heires of the said walter King for euer, And further the said Jn^o^ Pickering hath granted for him and the heires of the said John that he will Warrant to the aforesaid Walter King and the heires of the aforesaid Walter the aforesaid land w^th^ the appr̃nces ags^t^ him the said John Pickering and the heires of the said John for euer And for this Recognic̃on Remission Quitt Claime Fine & Concord the s^d^ walter King hath giuen th^e^ afores^d^ Jn^o^ Pickering seauen thowsand pounds of tobaccoe the marke of P Jn^o^ Pickering

Acknowle^d^ by Jn^o^ Pickering

Dan: Jenifer Clke

[p. 348] Know all men by these p^r^sents That Wee Francis Armstrong and Frances doe appoint Our Louing Freinde Daniel Jenifer to be O^r^

Lawfull Attorney to acknowledge to Thomas Mountfort a deed of Liber FF sale for One hundred and fifty acres of land lying in Tredauen Creeke being a parcell of land formerly surueyed for samuell Tilghman and what O^{r} said Attorney shall doe Wee doe Ratifye and Confirme as if O^{r} selues were present Wittnes Our handes and seales this 5th of Decemb^{r} 1665

marke of (seald)
Wittnes Tho: Mannyng Francis **F A** Armstrong
Henry Sewall marke of (seald)
Frances **F A** Armstrong

Com̄and Francis Armstrong & Frances Armstrong his wife that Justly &^{c}: they Keep wth Thomas Mountfort the Couen^{t} of One hundred and fifty acres of land lying in Great Choptanck riuer in Tredauant Creeke On the North side of the Creeke beginning att a marked Oke and being a parcell of One Thowsand acres of land formerly surueyed for Cap^{t} Samuell Tilghman in th^{e} County of Talbott

And the Agreem^{t} is such that the said Francis Armstrong and Frances Armstrong his wife haue acknowledged the aforesaid One hundred and fifty acres of land (beginning att a marked Oke on the North side of the Creeke formerly Surueyed for Cap^{t} Samuell Tilghman & Running up the Creeke One hundred and fifty perches and into the woods according to the suruey of the Grant Pattent for the full quantity of One hundred and fifty acres of land wth free egresse and regresse and pastoredge for Horses Cattle and Hoggs into the rest of the woods belonging to the said Pattent) To be the [p. 349] Right of the said Thomas Mountfort as that which the said Thomas Mountfort hath of the gift of the said Francis Armstrong and Frances Armstrong and the same they haue remised and quitt Claimed from them and theire heires to the aforesaid Thomas Mountfort and the heires of the aforesaid Thomas Mountfort for euer, And further the s^{d} Francis Armstrong and Frances Armstrong haue granted for them and the heires of the said Francis Armstrong and Frances Armstrong that they will warrant to the aforesaid Thomas Mountfort and the heires of the said Tho: Mountfort the aforesaid One hundred and fifty acres, wth the apt̄nnces against them the said Francis Armstrong & Frances Armstrong for Euer, which land is adjoyning and binding upon the land of Egbert Garrison, To haue and to hold the said land for euer the said Mountfort and his heires for Euer paying to the said Armstrong and his heires for Euer Three shillings sterling yearely and euery yeare or the uallue thereof for Rent att the Feast of the Natiuity of Our sauiour Jesus Christ, And for this Recognic̄on quitt Claime the said Armstrong doe acknowledge to haue receiued a ualuable Considerac̄on, In wittnes

Liber FF whereof the said Francis Armstrong & Frances Armstrong his wife haue sett theire hands and seales this 5th day of Decemb^{r} 1665 (for Rent) enterlined before signing

Testes marke of
Thomas Mannyng Fran: **F A** Armstrong (seald)
Henry Sewall marke of
Frances **F A** Armstrong (seald)

Acknowledged in Open Court by Daniel Jenifer as Attorney of Francis & Frances Armstrong the 6th Ap^{r} 1666 Dan: Jenifer Cl̃ke

[p. 350] Com̃and Tho: Studd of this Prouince that Justly &^{c}: hee keepe wth Tho: Mountfort of London merchant the Couen^{t} of Two hundred acres of land called Studds point lying in Talbott County on the North side of Choptanck riuer beginning att a marked Oke and being a parcell of two hundred acres

And the Agreem^{t} is such, That the s^{d} Tho: Studd hath acknowledged the aforesaid Two hundred acres of land on the North side of Choptanck riuer att a marked Oke att the lower end of a Clift and ruñing for breadth from the said Oke up th^{e} riuer fifty perches according to suruey for the full quantity of two hundred acres of land wth free egress and regresse and Pastorage for Horses and Cattle and hoggs into the Rest of the woods belonging to the said Certifficate to be the Right of the said Tho: Mountfort as that which the said Tho: Mountfort hath of the guift of the said Tho: studd and the same he hath remised and quitt Claimed from him and his heires to the aforesaid Tho: Mountfort and the heires of the said Tho: Mountfort for Euer, And further the said Tho: studd hath granted for him and the heires of the said Tho: Studd, that he will warr^{t} to the aforesaid Tho: Mountfort and the heires of the aforesaid Tho: Mountfort the aforesaid Two hundred acres wth the Apt̃nnces ags^{t} him the said Tho: Studd for Euer, To haue and to hould the said land for euer, The s^{d} Mountfort And his heires foreuer paying to the Cheife Lords or Lord of the Manno^{r} or Manno^{rs} the rent of Fowre shillings sterling att the Feast of the Natiuity of Our sauiour Jesus Christ And for this Recognic̃on quitt Claime, The said Thomas Mountfort/ The said Thomas acknowledging to haue
[p. 351] rec̃d a ualuable Considerac̃on In wittnes whereof th^{e} s^{d} Tho: stud hath hereunto Set his hand & seale 4th Ap^{r} 1666

Signed sealed & deliuered Thomas Stud (sealed)
In the p^{r}sence of
John Powick
Hen: Hare
W^{m} moffett

Acknowledged in Open Court by
Tho: Studd to Thomas Mountfort
on 6th day of Aprill 1666
Dan: Jenifer Cl̃ke

Reymond Staplefort dem^{ds} sum̄ons for Richard Neuill Thomas Smyth Margarite Smyth Patrick Henderson & w^{m} Groome to testifye in Causo inter ditto staplefort & Tho: sprigg Liber FF May 26th
Sher̄. Caluert County Ret̄. 12th June next

sum̄ons issued for Frances Trip, the Relict of Michaell Brooke dec^{d}: & w^{m} Chaplin James Veitch Arthur Ludford and Samuell Vines to testifye on behalfe of the Lord Prop^{r} in and Concerning a Certaine parcell of land late in the possession of Eliz: Brook Orphant of the said Michaell Brooke and allsoe deceased ditto die
warr^{t} to sher̄: Caluert County ret̄ next Co^{rt}

Gentlemen
Whereas there is a tryall to be had at the next Prouin^{all} Court to be held at S^{t} Marys on the 12th day of June next ensueing on behalfe of the Lord Proprietary ags^{t} Mary Marler and Hannah Price Concerning the murder of a Bastard Child Committed by the s^{d} Mary Marler and Hannah Price, and whereas Jone Hussey and Elioner Lindsey are materiall wittnesses to testifye & giue Euidence herein

These are therefore to require yo^{w} to Cause the said Jone Hussey wife to Thomas Hussey and Elenor Lindsey wife to Edmund Lindsey, to make theire personall appearance before yo^{w} or some of yo^{w}, and upon theire S^{d} appearance to cause them and euery of them to enter into Recognizance in the sum̄e of [*blank*] that they and euery of them doe make theire p^{r}sonall appearance before the Justices att the said Prouin^{all} Court then & there to testifye their knowledge in and Concerning th^{e} p^{r}misses And for doeing this shall be yo^{r} warr^{t} Giuen &^{c}: dated 29th of May
Directed To his Lor̄dps Comm^{rs} for Charles County

These are in the name &^{c}: to will & require yo^{w} to Cause the Body of Tho: Morrice to be brought before the Justices at the next Prouin^{all} Court to be held at s^{t} Marys on the 12th day of June next, there to answere Such matters as shall then be Objected ags^{t} him on behalfe of th^{e} Lord Prop^{r} in an concerning the murder of Francis Cheater late of yo^{r} County and haue yo^{w} then and there this writt which for soe doeing shall be yo^{r} warr^{t} Giuen und^{r} my hand & seale this 29th day of May 1666 [p. 352]
To the High sher̄ Ann Arrundell County or his deputy

Thomas sprigg d̄d̄s supā in Chancery for Thomas Taylor to sett forth upon Oath concerning a debt of 1660^{lb} tob̄: due to the said Sprigg at the next Prouin^{all} Court held 12th June next May 27th
To the sher̄: Caluert County &^{c}:

Thomas Sprigg dem^{ds} sum̄ons for 2 wittnesses in ditto Causo, ags^{t} the s^{d} Court to testifye &^{c}: ditto die
To the sher̄: of ditto County &^{c}

Liber FF This Indenture made the thirtyeth day of October one Thousand six hundred sixty and five & in th^{e} seaventeenth yeare of the Reigne of our Soũaigne lord Charles th^{e} second by the grace of God King of England Scotland France & Ireland Defender of th^{e} faith &c Betweene Humfry Warren of Hattons point in Maryland in the p̃ts beyond th^{e} seas m̃cht on th^{e} one p̃ty & W^{m} Barrett of th^{e} Citty of London m̃cht on the other party Wittnesseth That th^{e} s^{d} Humphry Warren doth by theis presents acknowledge & Confesse that he hath at seũall dayes & tymes before the date hereof received & had of & [p. 353] from th^{e} said W^{m} Barrett seũall Goods M^{r}chandizes serv^{ts} & Comodities at Maryland aforesayd to trade & m̃chandize with, there to & for th^{e} proper use accompt & benifitt of th^{e} s^{d} W^{m} Barrett as his Factor in that behalfe & th^{t} upon making up th^{e} Accompts for the same he the s^{d} Humphry Warren is & standeth Justly indebted unto th^{e} said W^{m} Barrett in the full sum̃e & quantity of one hundred twenty & five thousand pound weight Neat of Virg^{a} tobacco amounting to th^{e} full value And sum̃e of seaven hundred Eighty & one pounds & five shillings of lawfull Money of England And th^{e} s^{d} Humphry Warren doth by theis presents alsoe acknowledge & Confesse th^{t} (by and wth th^{e} goods m̃chandizes Serv^{ts} & Comodities afores^{d} soe by him rec̃d as afores^{d}) he the said Humphry Warren hath lately bought & purchased to him & his heires foreũ a certeyne plantac̃on of land with th^{e} appt̃nnces hereafter menc̃oned called Hattons poynt or by whatsoeũ other name or names th^{e} same is Called or knowne scituate in Maryland afores^{d}, And this Indenture further Wittnesseth that th^{e} s^{d} Humphry Warren as well for & towards th^{e} security of payment & satisfac̃c̃on of th^{e} s^{d} sum̃e & Quantity of virginia tobacco amounting to th^{e} vallue & sum̃e of mony afores^{d} soe to him due & Owing as afores^{d} as alsoe in considerac̃on of th^{e} sum̃ of Five shillings of [p. 354] lawfull money of England to him th^{e} s^{d} Humphry Warren in hand att or before the ensealing & deliũy of theis p̃nts by the said W^{m} Barrett well & truly Satisfyed & payed whereof the sayd Humphry warren doth hereby acknowledge the receipt & thereof & of eũ p̃te & parcell thereof doth cleerly acquite & discharge th^{e} s^{d} W^{m} Barrett his heires Executo^{rs} Adm^{rs} & assignes & eũy of them for eũ by theis p̃nts Hath given granted bargayned sold Alyened Enfeoffed confirmed & assured And by theis p̃nts doth fully cleerly & absolutely give Grant bargaine sell Alien Enfeoffe confirme & assure unto th^{e} s^{d} W^{m} Barrett his heires & assignes for eũ All th^{t} plantac̃on of land wth the appurtenñces called or knowne by th^{e} name of Hattons or by what other name or names the same is called or knowne Scituate lying & being att or neere Hattons poynt in maryland afores^{d}, now or late in th^{e} tenure or Occupac̃on of him th^{e} s^{d} Humfry Warren his undertennant or tennants assignee or assignes Together with all singuler Messuages howses Edifices buildings Out houses Barnes Stables Yards Gardens Ordchards lands arrable pastrs Meadowes

Liber FF

Woods grounds voyd grounds Soyle hghts Easem^{ts} wayes waters Fishings Royaltyes p̃fitts Comodities hereditam^{ts} & appurtenñces w^{t}soeũ to th^{e} s^{d} pm̃sses or any part thereof belonging or apperteyning or accepted reputed taken Occupied Or Enjoyed as p̃t p̃cell or [p. 355] member thereof or of any p̃te or p̃cell thereof Together alsoe with all & singuler the stocke goods chattells cattell serv^{ts} slaves & other Implem^{ts} & thinges remayning & being or used or Imployed in or upon th^{e} p^{r}msses or any p̃te or p̃cell thereof & th^{e} Reucon & Reucons remaynd^{r} & remaind^{rs} of all & singuler th^{e} premisses & of eũy p̃te & p̃cell thereof And alsoe all & singuler Rents & yearly & other p̃fitts of th^{e} p^{r}misses & of eũy p̃te & parcell thereof And likewise all th^{e} Estate R^{t} title interest use Possession pp̃ty clayme & demand w^{t}soeũ of him th^{e} s^{d} Humphry Warren of in & to th^{e} prem̃sses & eũy or any p̃t or p̃cell thereof Together with all & sing̃ler deeds Evidences writings Contracts of Leases & mimim^{ts} touching or concerning th^{e} p^{r}misses or any parte or p̃cell thereof To have & to hold all & singlẽ the p^{r}misses above by theis p̃nts given granted bargayned sold Aliened Enfeoffed confirmed & assured & eũy part & p̃cell thereof with th^{e} app^{r}tñnces or menc̃oned or intended to be herein or hereby given granted bargayned sold Alyened Enfeoffed confirmed & assured & eũy part & p̃cell thereof with th^{e} appurtñnces unto th^{e} s^{d} Wiłł Barrett his heires & assignes for eũ To th^{e} only p̃per use & behoofe of him [p. 356] th^{e} s^{d} W^{m} Barrett his heires and assignes for eũ And th^{e} s^{d} Humphrey Warren for himselfe his heires Executo^{rs} Adm^{rs} & assignes & for eũy of them̃ doth Coũen^{t} p̃mise & grant to & wth th^{e} s^{d} W^{m} Barrett his heires Executo^{rs} Adm^{rs} & ass̃s & to & wth eũy of them by theis p̃nts in manner & forme following That is to say that he th^{e} s^{d} Humphry Warren his heires Executo^{rs} Adm^{rs} & ass̃s shall & will warr^{t} & defend all & sing̃ler th^{e} p̃misses & eũy p̃te & p̃cell thereof wth th app̃tnnces unto th^{e} said W^{m} Barrett his heires & assignes for eũ ag^{t} him th^{e} s^{d} Humphry Warren his heires & assignes & ag^{t} all & eũy or any other p̃son or p̃sons whatsoeũ clayming by from or under him them or any of them And that he the said Humphry Warren his heires and assignes & eũy of them & all & eũy other p̃son or p̃sons whatsoeuer clayming by from or under him them or any of them shall & will from tyme to tyme & att all & eũy or at any time or tymes hereafter upon Request in that behalfe in due forme of Lawe make seale & execute or cause & p̃cure to be made sealed & executed unto th^{e} s^{d} Barrett his heires & assignes to th^{e} only proper use & behoofe of th^{e} s^{d} W^{m} Barrett his heires & assignes foreũ all & eũy or any or soe many further & other act & acts thing & things Devises assurances [p. 357] & Conveyances whatsoeũ for th^{e} farther & better assureing & coveyghing of th^{e} p̃misses & eũy part & parcell thereof with th^{e} app̃tnnces as by th^{e} s^{d} William Barrett his heires or assignes or his or their Councell learned shall be devised advised or required Provided alwaies th^{t} if th^{e} s^{d} Humphry Warren his heires Exec^{rs} Adm^{rs} or Ass^{s} doe

Liber FF truely yeeld & deliū or cause to be deliūed unto th^{e} sayd W^{m} Barrett his heires Executo^{rs} Adm^{rs} Facto^{rs} Serv^{ts} or assignes Att or in Maryland afores^{d} where hee or they shall thincke fitt & appoynt wthin halfe a myle of th^{e} water side franck & free of & from all & all mañer of charges & paym^{ts} whatsoeū The full & Just quantity of one hund^{d} twenty & fiue thousand pounds weight nett of good and m̄chantable virg^{a} tobacco well & truely sufficiently packed in good & sufficient cask on th^{e} last day of March next comeing after th^{e} date of theis ꝑnts That then & from thence forth theis ꝑnts & eūy Coven^{t} & thing herein conteyned shall be utterly void & of none Effect Or else th^{e} same shall stand & be in full force & verture, And th^{e} s^{d} Humphry Warren for himselfe his heires Exec^{rs} & Adm^{rs} & for eūy of them Doth coven^{t} ꝑmise & grant to & with th^{e} s^{d} W^{m} Barrett his [p. 358] heires Executo^{rs} Adm^{rs} & assignes & to & wth eūy of them by theis ꝑnts That he the said Humphry warren his heires Executo^{rs} Adm^{rs} or assignes shall & will truely yeeld & deliū or cause to be deliūd unto th^{e} s^{d} W^{m} Barrett his heires Executo^{rs} Adm^{rs} Facto^{rs} Servants or assignes Att or in Maryland as afores^{d} Francke & free of all & all maner of charges & paym^{ts} there as afores^{d} The s^{d} Full & Just Quantity of one hundred twenty & fiue thousand pounds weight nett of good & m̄chantable Virginia Tobaccoe well & sufficiently packed in good & sufficient Caske as afores^{d} on th^{e} s^{d} last day of March next comeing after th^{e} date hereof according to the Tenore & Effect of the Provisoe afores^{d} without any Fraud Couen Deceipt or Delay in any maner of wise In Wittnes whereof the s^{d} ꝑteys to theis Indentures Interchangeably haue sett their hands & seales the day & yeare first above Written Humphrey Warren

Sealed & deliūed in the presence of us Thomas Smith Edward Pearce, Wiłł Salisbury No^{ry} Publick.

[p. 359] Receivd by me Humphrey warren within named of W^{m} Barrett wthin named on th^{e} Day of th^{e} Date within Written the sum̄e of Five shillings being th^{e} Consideracōn money wthin mencōned I say rec̄d Five shillings

Wittnes Tho. Smith Edw^{d} Pearce W^{m} Salisbury

This is a true Coppy & agreeth wth th^{e} Originall being Examined by me W^{m} Salisbury No^{ry} Publiq

I acknowledge this to be a true Coppy of the Originall by me the Prime of November one thousand six hundred sixty & five

Humphrey Warren

This was acknowledged by the above written Humphrey Warren This first Day of November one Thousand six hund^{d} Sixty and Five

Before mee
C Baltemore

[p. 360] This Indenture made the one and twentyeth day of November in the yeare One Thousand six hundred sixty & Fiue Betweene Henry

Hare of Calvert County of th^{e} one p̄ty and Thomas Birch of th^{e} Liber FF other p̄ty Plant^{r} Wittnesseth that the said Henry Hare for & in considerac̄on of a valuable Considerac̄on in hand allready rec̄d by him th^{e} s^{d} Henry Hare from th^{e} s^{d} Thomas Birch Have granted bargayned & sold Alienated Enfeoffed & confirmed And by theis p̄nts for himselfe his heires Executo^{rs} Adm^{rs} and assignes Doe grant bargaine Sell Alienate Infeoffe & confirme, unto th^{e} s^{d} Thomas Birch his heires Executo^{rs} Adm^{rs} & ass^{s} All that p̄cell of land called Harefeild beginning att th^{e} lower most bounded tree of Tobias Wells Conteyning by estimac̄on two hundred acres Scituate being & lying in Talbott County, with all Patents, profitts, writings Comodities & hereditam^{ts}, to th^{e} same belonging or in any wise apperteyning And all the Estate Right Title Interest claime & dem^{d} whatsoeū the said Henry Hare hath of to & in the Two hundred acres aboves^{d} or any p̄te or p̄cell thereof by vertue of any grant bargaine or sale heretofore made to th^{e} s^{d} Henry Hare by any p̄son or p̄sons whatsoeū To have & to hold th^{e} s^{d} two hundred acres of land & eūy p̄te & p̄cell thereof unto th^{e} s^{d} Thomas Birch his heires Executo^{rs} Admi^{rs} & assignes for eū to th^{e} only proper use and behoofe of the said Thomas Birch his heires Executo^{rs} Adm^{rs} and assignes freed acquitted & att all tymes [p. 361] hereafter discharged by the sayd Henry Hare or & from all man̄er of former bargaines grants, Sales, leases, forfeitures Joyntures Dowers, Surrenders, Judgm^{ts} Execuc̄ons & of & from all other titles Troubles and Incumbrances whatsoeū & all tyme & tymes whatsoeū at request had & made to the said Henry Hare by th^{e} s^{d} Thomas Birch more assureance & assureances by th^{e} Councell learned in th^{e} law of the s^{d} Thomas Birch shall be advised devised or required for the more Absolute & p̄fect surety & sure makeing of all & singl̄er two hundred acres of land and p̄cell & p̄te thereof unto th^{e} s^{d} Thomas Birch his heires Execut^{rs} Adm^{rs} & assignes for eū In wittnesse wittnes whereof I th^{e} s^{d} Henry Hary doth here unto sett his hand & seale the day & yeare above written

Signed sealed & deliūd Henry Hare
in th^{e} p̄nce of (Sealed)
Henry Tripp
John Stanley

Acknowledged in open Court by Henry Hare to Thomas Birch on th^{e} sixth day of Aprill One Thousand six hund^{d} sixty & six
Daniel Jenifer Clk̄e

This Indenture made th^{e} one & Thirtyeth day of March in th^{e} [p. 362] yeare of our Lord God one Thousand six hundred sixty & six Betweene Richard Lloyd of Newtowne in the County of S^{t} Maryes Planter on the one p̄ty and Christopher Oldfeild of the same place & County Marriner on the other party Wittnesseth that the sayd Richard Lloyd for & in considerac̄on of th^{e} sum̄e or Quantity of

Liber FF Five thousand pounds of good merchantable tobacco in caske unto him th^{e} s^{d} Lloyd at & before the sealeing & deliũy of theis p̄nts by th^{e} s^{d} Christopher Oldfeild well & truely payd the Receipt whereof the said Richard Lloyd Doth hereby acknowledge & himselfe therewith fully satisfied & payd & thereof & eũy p̄te & parcell thereof Doth cleerly acquitt exonerate & discharge th^{e} s^{d} Christopher Oldfeild and his heires Executo^{rs} and Adm^{rs} for eũ by theis p̄nts Hath giuen granted confirmed remised released bargayned sold assigned & for eũ sett oũ And doe by theis p̄nts give grant confirme remise release bargayne sell assigne & for eũ sett oũ unto th^{e} s^{d} Christopher Oldfeild his heires or assignes for eũ All that fiue hundred acres of land called Lloyds Grove scituate lying & being on th^{e} Easterne shore in a River there called Pocomoke on th^{e} South side of th^{e} s^{d} riũ & on th^{e} North side of a certeyne Creeke called by th^{e} name of Prices Creeke bounded [p. 363] as in the Certificate of the said land made by Jenkin Price deputy surveyo^{r} Dated the Eight day of November One Thousand six hundred sixty five with all its Rights members & appurtenances Together with all houses Gardens Orchards Messuages Tenem^{ts} Feedings Pastures Woods under woods wayes easem^{ts} profitts Emolum^{ts} & hereditam^{ts} whatsoeũ any waies belonging or apperteyning to th^{e} s^{d} Five hundred acres of land To have & to hold the said Five hundred acres of land and all & singuler other th^{e} premisses hereby granted bargayned or sold with their & eũy of their R^{ts} members & appurtennances w^{t}soeũ to th^{e} sayd Christopher Oldfeild his heires & assignes to th^{e} only proper use & behoofe of the said Christopher Oldfeild his heires & assignes foreũ, And th^{e} sayd Richard Lloyd for himselfe his heires Ex^{rs} & Adm^{rs} th^{e} s^{d} Five hund^{d} acres of land & all & singuler other th^{e} p̄misses before granted bargayned & sold wth th^{e} appurtenñces unto th^{e} s^{d} Christopher Oldfeild his heires & ass^{s} foreũ to th^{e} only proper use & behoofe of the sayd Christopher oldfeild his heires & ass^{s} foreũ ag^{t} th^{e} said Richard Lloyd his heires or Assignes & ag^{t} all & eũy other p̄son or p̄sons w^{t}soeũ lawfully clayming by from or under him or them or any of them or any p̄te of them & ag^{t} all other p̄son or p̄sons w^{t}soeũ att all tymes hereafter shall & will warr^{t} & eũ [p. 364] defend by theis presents And the said Christopher Oldfeild his heires & assignes & eũy of them shall & may by force & vertue of theis p̄nts from tyme to tyme & att all tymes hereafter for eũ lawfully queitly & peaceably have hold use occupy possesse & injoy th^{e} afores^{d} fiue hund^{d} acres of land & all & sinḡlr th^{e} before granted premisses wth their & eũy of their R^{ts} & ap^{r}tncs & have & receive th^{e} yssues & p̄fitts thereof to his & their p̄p̄ use & behoofe for eũ wthout th^{e} lawfull Lett suite trouble Denyall hindrance Molestac̄on or Interruptc̄on of him th^{e} s^{d} Rich^{d} Lloyd his heires or assignes or either or any of them And that th^{e} s^{d} Xfer oldfeild be free & cleere & freely & clearly acquitted exonerated & discharged or otherwise from tyme to tyme well & sufficiently saved & kept harmlesse by th^{e} s^{d} Richard Lloyd his heires Ex^{rs} &

Adm^{rs} of & from all & all Maner of form̃ & other Guifts Grants bargaynes Sales Leases Mortgages Joyntures Dow^{rs} titles of Dowers Childs porc̄ons Statutes Recogñizances Judgm^{t} or Execuc̄ons w^{t}soeū & of & from all & other trouble & incumbr̄ncs w^{t}soeū had made Comitted or suffered by him th^{e} s^{d} Richard Lloyd his heires or ass^{s} or by any other p̄son or p̄sons w^{t}soeū clayming by from or under him them or any of them or under his or their means act Consent title Intrest Privity or p̄curem^{t} saveing & fore prizeing the Lords Rent w^{ch} shall be hereafter dew In witnes whereof th^{e} s^{d} Richard Lloyd to this p̄nt Indenture hath put his hand & seale the Day and Yeare First above Written Richard Lloyd Liber FF [p. 365]

Signed sealed and deleūed in
the p̄nce of us
L Barbure
William Tettershall
Walter Hall

Acknowledged in open Court by Richard Loyd the sixth day of Aprill one Thousand six hundred sixty & six to Christopher Oldfeild
Daniell Jenifer Cl̃ke

Bee it knowne unto all men by these p^{r}sents That I william Allen of london merchant Haue Constituted Ordeyned and made, And by these p^{r}sents Doe Constitute Ordeine & make my louing freinde John Lewlin of the Prouince of Maryland in America Merchant my true & lawfull Procurator and Attorny for mee and in my name and to my use to aske leuy sue for recouer receiue and take of all and euery person and persons whatsoeuer residing in the said Prouince of Maryland and in or about the Riuer Potomack or either of them, All such sum̃e or sum̃es of money Goods Debts Claimes and demands whatsoeuer as are or shall bee due oweing or belonging unto me by Bill Bond Specialty accompt or by any other wayes or meanes whatsoeuer or howsoeuer, Granting and Giuing by these presents unto my said Procurator and Attorney full power and Authory to doe say Execute performe and accomplish all and euery Act matter and thing which in or about the p^{r}misses shall be needfull as fully and precizely as the lawes will permitt and as I might or Could doe personally, And to take Order Compound and agree of for in and Concerning the same, And upon any recouery receipt Composition or Agreem^{t} Acquittances or other disch̃arges for me and in my name to make seale and deliuer And Procurators or Attorneys One or more und^{r} him to substitute and th^{e} same againe att his pleasure to reuoke holding for firme and Effectuall all and w^{t}soeuer my said Procurato^{r} and Attorney for mee and in my name shall lawfully doe or Cause to be done in and about the p^{r}misses by uertue of theise p^{r}sents, In wittnes whereof I the said william Allen haue hereunto put my hand [p. 366]

Liber FF and seale dated 27th day of Decembr annoq; Dom̃ 1665 In Caroli sec̄di &c xviimo
Wm Allen (seald)

Sealed and deliuered
in the prsence of
Tho: Harwood
Tho: Hearne
Rich: Burke

The abouesd letter of Attorney was proued by the Oath of Tho: Harwood a wittnes thereto this 18th day of June 1666

[p. 367] Caecilius &c: To all the Inhabitants and people wthin Our sd Prouinces of Maryland and Aualon and to all Others whome these prsents shall Concerne Greeting (in Our Lord God Euerlasting) whereas it appeares by the Accompt upon Oath upon Record of Mary Bateman Executrix of John Bateman Esq; Audited stated and returned into Our Prouinciall Court by Thomas Truman John Morecroft and Thomas Mannyng Auditors by Our Comcon bearing date the 15th February 1665, to Audite the Accompt of the said Mary Authorized, That the said mary Bateman Executrix of John Bateman dec̄d: hath not onely fully Administred but also paid beyound Assitts The sum̃e of Thirty One Thowsand fiue hundred Thirety foure pounds of tobaccoe as by the sd Accompt & Certifficate of the said Auditors in Our Prouinall Court upon Record appeareth, Upon Considerac̄on whereof and of an Ordr of Our Prouinall Court thereupon made the 5th day of Aprill 1666, These are to will and require yow and euery of yow that from hence forward yow desist and forbeare to Sue implead molest or Prosecute the said mary Bateman for or Concerning the said Estate whereof she was Executrix as yow will answere the Contrary And Wee doe hereby require Our Leiutennt Cheife Gouernor & Chancellor and Keeper of Our Greate seale of Our said Prouince for the time being and all other Chancellor or Com̃andr Comrs and all other Justices and Magistrates wthin Our said Prouince by Us appointed and Authorized for matter of Judicature that they and euery of them be carefull from time to time as Oaccasion shall require to see Our will and pleasure herein before declared to be duely Obserued and performed according to Justice, and that in Case the said mary Bateman shall happen att any time hereafter to be sued impleaded or prosecuted, in any of Our Courts of Justice in Our sd prouince Contrary to Our true intent and meaning herein before signified, that they and euery of them present in Court shall Admitt and allow of this Quietus est or the Record thereof for a lawfull and sufficient plea in Barre to all and euery such suite acc̄on and demand, Giuen att St Marys undr Our Greate seale of Our said Prouince, this 6th day of Aprill in the 34th yeare of Our Dominion Ouer Our said Prouince of Maryland Annoq; Domini 1666 wittnes Our Deare Sonn and heire Charles Caluert Esq; Our Leiutennt Generall of Our said Prouince of Maryland Charles Caluert

Liber FF
[p. 368]

Know all men by these p^{r}sents that I Fran: Armstrong of Talbott County haue from me my heires Executo^{rs} Adm^{rs} and Assignes haue let fall'n my pattent granted to me for One hundred and fifty acres of land lying in Tredauen Creeke Called deep point as allsoe another pattent for fifty acres called Cornelius Neck, And I doe by these p^{r}sents for euer disclaime all my right title and Intrest of the said lands and for euer quitt Claime all Interest granted to me for the said lands by my said Pattents unto John Edmondson his heires and Assignes, To haue and to hould to him and his heires for euer, wthout lett Hinderance or molestac̄on of me the said Armstrong my heires or Assignes for the true and reall performance of the p^{r}misses I haue hereunto sett my hand and seale this 4th July 1666

Test Tho: Vaughan
Tho: Philips

marke
Francis **F A** Armstrong

Enroled An° 1666 July the 10th

This Indenture made the 3^{d} day of sep^{t} in the yeare of Our Lord God 1665 betweene Richard Tilghman Chirurgion of the One party and Richard Preston of Caluert County Wittnesseth that the said Richard Tilghman haue granted bargained sold alyenated enfeoffed and confirmed and by these p^{r}sents for himselfe his heires Executo^{rs} Administrato^{rs} and Assignes, doe grant alienate bargaine sell enfeoffe and confirme unto the s^{d} Rich^{d} Preston his heires Executo^{rs} Administrato^{rs} and Assignes all that parcell of land formerly called by the name of the manno^{r} of Canterbury lying on the East Side of Chesepiake Bay and on the north side of a riuer in the said Bay Called Choptanck riuer and on the south side of the Easterne branch of a Creek Called Tredauon Creeke, beginning att a marked Pine tree standing att the mouth of a Branch called Adams branch running East up the Branch for breadth fiue hundred perches to a marked Oke near the head of the Branch bounded on the East by a line drawne South from [p. 369] the said Oke for lenth three hundred & twenty perches, on the south by a line west from the end of the south line for breadth Fiue hundred perches, untill it intersect a paralell drawne from Adams branch on the west wth the said Branch and parallell on the north by the said Creeke Containing and now laid out for One Thowsand acres more or lesse, Together wth all Royaltyes and Priuiledges most usually belonging to Manno^{rs} in England wth all the Estate Right title Intrest Claime and demands whatsoeuer the said Richard Tilghman hath off in and to the said lands hereafter made by any sale to any person or persons whatsoeu^{r} to haue and to hold the said lands wth euery part and parcell thereof unto the s^{d} Richard Preston his heires and Assignes for euer freed & acquitted and at all times hereafter discharged by the said Richard Tilghman of and from all manner of former and Other Bargaines Sales and Leases forfeitures Joyntures Surrenders Judgm^{ts} Execuc̄ons and of and from all manner of incumbrances whatsoeuer in Confirmac̄on of which I the said Richard Tilgh-

Liber FF man haue hereunto set my hand and seale the day & yeare aboue written

Signed sealed & deliuered   Ri: Tilghman (Sealed)
In the p^{r}sence of Us   Mary Tilghman (Sealed)
Tho: Vaughan
John Morgan

Richard Tilghman did wth the free Consent of his wife Mary Tilghman acknowledge this deed in Open Co^{rt} held upon June the 19th 1666   Recorded Ꝑ Mee Tho: Vaughan Clk̄:
Cur̄. Talbott

Memorand^{m} that the Interlining and the lines und^{r} written were blotted before the signing and acknowledgment of this sale in Court wth the Consent of both parties
Ꝑ Me Tho: Vaughan Clk̄ Curiae Ꝑdictae

On the backside of that writt directed to the sherriffe of S^{t} Marys County for the reposssessing of Thomas Gerrard of S^{t} Clements Manno^{r} is thus written (uizt)

Executed this 12th may 1666 p̄ John Lawson
Executed by my Predecesso^{r}
Nicholas Young

[p. 370] The Prouinciall Court of the Rig^{t} Hon^{ble} Caecilius Absolute Lord & Proprietary of the Prouince of Maryland houlden at S^{t} Marys before the Justices of the said Court this 12th day of June in the 34th yeare of his Lordp̄s Dominion Annoqꝫ Domini 1666

P^{r}sent
Charles Caluert Esqꝫ: Gouerno^{r}
Philip Caluert Esqꝫ: Chancello^{r}
Richard Boughton Esqꝫ Secretary

P^{r}sent
Jerome White
Baker Brooke
Coll: W^{m} Euans
Tho: Truman
Esq^{rs} Councello^{rs}

His Lordp̄s Com^{con} for the Prouin^{all} Court was read

W^{m} Caluert Esqꝫ: tooke the Oath of Attorney Generall, and the Other Oath of an Attorney

John Morcroft and Daniel Jenifer took the said Oath of an Attorney in Court

The sherriffe of Ann Arundell County brought Thomas Morrice his prisoner then into Court, And desired to be discharg'd of him, Which the Court did, & deliuered him Ouer in Court to the sherriffe of S^{t} Maries

Tho: Touey Tho: Frost and Tho: Smyth Complainants ags^{t} Sampson Waring and Tho: Mannyng defendants } The defend^{ts} appeared to a Subpaena serud upon them Returñe: to this Court W^{m} Caluert Esqȝ & Jn^{o} morecroft p̄ Quer: D: Jenifer p̄ deft Liber FF

Court adjourn'd till after dinner

Whereas it appeared unto this Court by a warr^{t} from Philip Caluert Esqȝ grounded upon the Oath of James Cullum of Caluert County plant^{r} that he stood in feare of his life by One Henry Mitchell of the said County, That the said Henry Mitchell should finde suretyes to appeare at this Court and in the meane time to keep his lo̅ps peace &^{c}: And whereas it appeares by a Cer̄t: of Tho: Mannyng One of the Justice of the peace of the said County as allso by a letter from the said James Cullem to the s^{d} Philip Caluert (which Certifficate and letter were both produc'd in Co^{rt}) by which it appeares he endeauoured to make a Composition and to extort a Considerable quantity of tob̄: from the said mitchell, whereby it appeares that the Surety of the peace which he desired was out of Malice and not out of the feare which he pretended [p. 371]

Wherefore Ordred that a warr^{t} issue forth to the Justices of the peace of the said County to binde the s^{d} Collum to his good behauiour and that he finde 2 sufficient suretyes for his appearance at the next Prouinciall Court

Rob^{t} King plaintiffe W^{m} Greene & Elizab̄: his wife defend^{ts} } The sher̄: return'd Languidus in prisona And so no appearance to the writt

Jn^{o} Bayley plaintiffe Reym^{d} Staplefort deft } An acc̄on of accompt depending in this Court betweene the s^{d} partyes, it is Ordred that W^{m} Caluert Esqȝ John Morecroft & Daniel Jenifer be assigned Auditors to Audite Accompts between them, and that notice be giuen by the said Audito^{rs} to both partyes, to attend wth their Wittnesses and accompts W^{m} Caluert Esqȝ p̄ Quer̄: Jn^{o} Morecroft p̄ def.

James Ringould plaintiffe Ant^{o} Purs defendant } It appearing unto this Court that Ringoulds Christian name was mistaken in Jn^{o} Morecroft p̄ Quer̄:— an Ord^{r} made the last Court (uizt) Dan: Jenifer p̄ deft— Thomas for James, It is now Ordred that a new Jury be appointed to ueiw the lands in question between the said parties, And that the Suruey^{r} Generall doe Cause the said lands to be laid out to the Jury and who are to make their Returne at the next Co^{rt}.

Liber FF Thomas Sprigg plaintiffe
Reym^{d} Staplefort defend^{t}
W^{m} Caluert Esqꝫ p̄ Quer̄:
Jn^{o} Morecroft p̄ deft

Ordred that a writt of Enquiry of dam̄ages doe issue forth to the sher̄. of S^{t} Maries County upon an ac̄con of Scandall and defamac̄on betweene the said partyes, to which ac̄con the def^{t} demurr'd and was ouer ruled by this Court upon the moc̄on: W Caluert Esqꝫ

Edward Jessop plaintiffe
Nath: Utie defendant

The Court taking notice of a former appeale made by the said Utie from Baltemore County Court to this Court in a Cause depending in the said County Court between the said partyes (the said Jessop being seru^{t} to the said Nath: Utie) And that the said Utie made defalt the last Court to appeare or prosecut his said appeale and hath likewise made the like defalt at this Court

It is therefore Ordred That unless the said Nath: Utie doe prosecute the said appeale wth effect at the next Prouinciall Court, that the said Jessop shall from thenceforth be discharged from the seruice of the said Nathaniell Utie And that a Coppy of this Ord^{r} be sent to the sher̄. of the s^{d} Baltemore County to be deliuerd the said [p. 372] Utie It is likewise Ordred that the Comm^{rs} of the said County Co^{rt} doe send to the Justices at the next Prouin^{all} Co^{rt} the Bond whereby the said Nath: Utie was bound in theire Court to prosecute the said Appeale, of which the said sher̄. is to giue the Comm^{rs} notice or the Clerke of the said County Court

Court adjourn'd till 9 of the Clock tomorrow morning

June 13th The Justices were all p^{r}sent excepting the Leiutenn^{t} Generall

The sher̄. of S^{t} Maries returnes the names of the Grand Jury, who were called and appear'd (uizt)

Foreman Thomas Mannyng
Sampson waring
Tim^{o} Guddridge
Geo: Yates

Tho: Sprigg
Tho: Taylor
W^{m} willett
Michael Basey

John Boague
Jn^{o} Rawlings
Jn^{o} Cobreth
Isaac Abrams
Tho: Hussey

who were Comanded to attend the Court and after sworne

Tho: Chandler and william Bateman was sworne to giue Euidence to the said Grand inquest upon an inditem^{t} deliuered in Court by the Attorney Generall ags^{t} Thomas Morrice, which Inditem^{t} is as followeth

Let it be enquired for the Rig^{t} Hon^{ble} the Lord Proprietary whether Thomas Morrice of Herring Creeke in the County of Ann Arrundell the eleauenth day of Aprill about tenn of the Clock of the same day

Liber FF

in the morning and in the yeare of Our Lord 1666 at the howse of Samuell Chew at the Herring Creeke aforesaid upon the person of Francis Cheater of Herring Creeke aforesaid labourer did make and Assault and him the said Francis Cheater wth a Cudgell price two pence which he then and there held up in One of his hands did beat and gaue him twenty blowes and wth One of his feet did kick upon his priuy members, whereof he the said Francis Cheater on the twentyth day of the month of Ap^{r} aforesaid did dye and soe the said Tho: Morrice the said Francis Cheat^{r} in manner and forme aforesaid feloniously and of Malice fore thought did kill and murder ags^{t} the peace of his said lōp: his Rule and dignity

Wittnesses Thomas Chandler
William Bateman

[p. 373]

The Grand Jury endorc't on the said bill Billa Vera, And return'd the same into the Court

Whereupon Thomas Morrice the Prisoner was set to th^{e} Barr held up his hand and was arraigned, Pleaded not Guilty, and put himselfe upon the Country

The sher̄. of S^{t} Maries returnes the names of the petty Jury as followeth

Foreman Thomas Hinson
Thomas Ringould
Math: Smyth
Tho: wynne
Tho: Bennitt
Tho: Hatton
Patrick Forrest
John Chareman
James Thompson
John Hamilton
John Morgan
Henry Parker

Who were sworne and upon the Euidence giuen in Co^{rt} found him Guilty of manslaughter. The said Morrice prayed his Clergy, Which the Co^{rt} allowed was burnt in the hand, and bound to appeare at the next Prouin^{all} Co^{rt} in the meane time to be of his good behauiour

William Price of Charles County bound in a Recognizance of fourty pounds, that Hannah his wife should make her appearance at the next Prouinciall to answere to such matter as shall be Objected ags^{t} her Concerning the publicque peace

This uoid being entred at large in fo: 376

Thomas Sprigg plaintiffe } in the said Cause of scandall and defama-
Rey: Staplefort defend^{t} } c̄on between the said partyes, the defend^{t} came into Court and acknowledged that he had falsly and malitiously scandalized the plaint̄ by speaking those words mencōned in the plt^{s} declaracōn and that he was sorry for the same and asked forgiuness of the pl̄t: in open Court

The Justices thereupon thought fitt to binde the def^{t} to his good behauiour, for that the pl̄t: is one of his lōps Comm^{rs} of Caluert County.

Liber FF John Abington Complainant
Tho: Pagget defendant
Jn^{o} morecroft p̄ Quer̄:
D: Jenifer p̄ def^{t}

Ordred that the defend^{t} haue time to put in his Answere to the plt^{s} bill in Chancery untill the next Prouin^{all} Court

Thomas Ringhould pl̄t ags^{t}
Tho: Hinson & Hen Parker deft^{s}
Morecroft p̄ Quer̄.
Jenifer p̄ def

Ordred the defend^{ts} haue time to put in their plea to the plt^{s} declaracōn sitting the Court

[p. 374] Tho: sprigg plaintiffe
Tho: Taylor defend^{t}
morecroft p̄ def:
Caluert p̄ Quer

John Morecroft entred his appearance for the defend^{t}. Ordred that the pl̄t: doe wthin tenn dayes after the ending of the Court put in his bill into the secretarys Office, that the def^{ts} Attorney may take a Coppy thereof

26^{o} Junii th^{e} defend^{ts} Attorny entred a ne se exiat^{ur} for th^{t} no Bill was filed by th^{e} Comp^{lt} according to th^{e} Order

Tho: Touey Frost & Smyth
Complainants ags^{t}
Sampson Warring & Cap^{t}
Tho: Mannyng defend^{ts}
w^{m} Caluert & morecroft p̄ Quer̄
Dan: Jenifer p̄ def^{t}

Ordred the defend^{ts} put in their answere in the afternoon

Tim^{o} Goodridge pl̄t:
Tho: Martin deft
Morecroft p̄ Quer̄.
Caluert p̄ def^{t}

W^{m} Caluert entred his appearance for the defend^{t} Ordred the defend^{t} haue time untill the afternoon to put in his plea To the plt^{s} declaracōn

Cot̄to: w^{m} Euans in person mou'd the Court for Execucōns upon two Recognizances acknowledged before the Chancello^{r} by Humphery Waring merch^{t} but the Court not being well sattisfyed therein would aduize

Court adjourn'd till the afternoon

The Justices mett as before

Michaell Basey pet^{r}
unto the Court

Whereas the Goods and Chattles upon the plantacōn of Michaell Basey haue been heretofore seized & secured by the sherriffe of Talbott County, as the Goods and Chattles of Fran: Carpenter lately Conuicted in this Court for Manslaughter, the said Michaell Basey now came into the Court and by his pet^{n} made claime to the said Goods as his owne proper Goods and Chattles, alleadging that the said Carpenter was only his

Liber FF

Ouerseer upon the saide plantac̄on but neuer had any property or Intrest in the said Goods, and for that seuerall wittnesses gaue Euidence thereof in Court to that purpose It is therefore Ordred that upon security giuen to the Lord Propr that the said Goods and Chattles shall be forthwth Coming or the uallue thereof in Case they appeare to belong to the said Lord Propr, The said Goods and Chattles be forthwth deliuered by the sherriffe of Talbott County in whose possession they now are to the said Michaell Basey

[p. 375]

Tim° Gooddridge pl̄t
Tho: martin deft

In the Cause betweene Gooddrige & martin the deft pleadeth not Guilty, and both pl̄t: & deft referreth the whole matter unto the Judgmt of the Cort, Whereupon wittnesses were examined, and Judgment giuen by the Court for the defendt

Touey Frost & Smyth Cl̄ts agst
Waring & Mannyng defts

in the Cause betweene the said parties for that it concernes a last will and testamt & letters of Administrac̄on Therefore Ordred that this Cause be referred to the Cheife Judge for probate of wills & granting Administrac̄ons to whome it properly belongs

Thomas Ringould pl̄t:
Tho: Hinson & Henry Parker defendants
Morecroft p̄ Quer̄:
Jenifer p̄ deft

Appearance entred by Daniel Jenifer theire Attorney—Defendts plead not Guilty to the plts declarac̄on—Ordred that the same Jury which is appointed by this Court to ueiw the land now in question betweene James Ringold & Ant° Purs doe ueiw the land in question betweene the pl̄t & deft

Ordred upon the petn of Mathew Smyth and Margarite his wife, That George Richardson one of the deputy Surueyrs of this prouince be sum̄oned to answere what is Objected agst him in the said petn att the next Prouinciall Court

Tho: Sprigg plaintiffe
Rey: Staplefort deft
Caluert p̄ Quer̄:
Morecroft p̄ deft

The pl̄t: declares upon a Bill for Fowre thowsand Fiue hundred pounds of tobacco and Caske—Judgmt entred agst the deft by his Attorney John Morecroft who acknowledg'd the acc̄on

Memorandm that the 13th day of June An° Domini 1666 Came into Court Reymond staplefort of Caluert County Merchant And Acknowledged himselfe to Owe to the Lord Proprietary of this Prouince Fowrty pounds sterling, And Thomas Taylor of the said County plantr and John Rawlings of Caluert County aforesaid and either of them acknowledged to Owe to the said Lord Proprietary twenty pounds of like money to be made and Leauyed of their Goods and

Liber FF Chattles lands and tenements to the Use of said Ld Proprietor undr the Condic̄ons following (uizt) that the said Reymd Staplefort shall prsonally appeare at the next Prouinciall Court to be houlden at St Marys wthin this Prouince, And in the meane time that he shall be of the good behauior towards the said Lord Propr and all other the people of this Prouince Daniel Jenifer

[p. 376] Memorandm that the 13th day of June Anno Domini 1666 Came into the Court Thomas Morrice of Ann Arrundell County plantr And acknowledged himselfe to Owe to the Lord Proprietary of this Prouince tenn pounds sterling, And Capt Thomas Stockett of the said County gent & acknowledged to Owe to the said Lord Proprietary tenn pounds of like money to be made & leauyed of their goods & Chattles lands and tenemts to the use of the said Lord Proprietary undr the Condic̄ons following (uizt) That the said Thomas Morrice shall personally appeare at the next Prouinciall Court to be houlden at St Marys wthin this Prouince, And in the meane time that he shall be of the good behauiour towards the said Lord Proprietary and all other people of this Prouince Daniel Jenifer

Memorandm that the 13th day of June Ano Dom̄ 1666 Came into the Court Michaell Basey of Caluert County plantr and acknowledged himselfe to Owe to the Lord Proprietary of this Prouince Fourty pounds sterling to be made & leauyed of his Goods & Chattles lands & tenemts to the use of the said Lord Proprietary, Undr the Condic̄ons following (uiz) that the Goods & Chattles lately seized to the use of the Lord Propr as the Goods and Chattles of Francis Carpenter lately Conuicted for man slaughter (according to the foregoing Ordr in this booke entred in fo: 374) that the said Goods & Chattles shall be forthwth coming or the uallue thereof in case they appeare to belong to the said Lord Proprietary Daniel Jenifer

Memorandm that the 13th day of June Ano Domini 1666 Came into the Court william Price of Charles County gent & acknowledged himselfe to Owe to the Lord Proprietary of this Prouince Fowrty pounds sterling to be made and Leauyed of his Goods & Chattles lands and Tenemts to the use of the said Ld Propr undr the Condic̄ons following (uizt) That Hannah his wife shall make her personall appearance at the next Prouinciall Cort to be houlden at St Marys to answere to such matter as shall be Objected agst her concerning the publicque Peace Daniel Jenifer

[p. 377] August 20th Thomas Sprigg demds writt of Execuc̄on agst the debts Goods & Chattles belonging to Reymond Staplefort to the uallue of Fowre Thowsand Fiue hundred pounds of tobacco according to an Ordr of the Prouinciall Cort held the 13th day of June last

Septembr 6th Then was Lycence granted unto Francis Barnes of Liber FF Kent County to keepe an Ordinary for one whole yeare from the date thereof on the said Island, he Alsoe entred into Recognizance to the Lord Propr in the sum̄e of Two Thowsand pounds of tobacco & Caske according to that forme of each as is entred in lib̄: 1658 fo: 12 to Philip land Prouinciall Record

Sept 8th Then Lycence was granted to Tho: Snow to kill any wilde Cattle and hoggs unmarkt on any part of the North side of Chester riuer, and to reserue the hydes and tallow for his lord̄ps use, the sd Lycence to endure for one yeare from the date thereof

Octobr 2d Came Richard Moy and desires the marke of his Cattle may be Recorded which is as followeth (uizt) Swallow forkt the right eare and cropt wth three slitts in the left eare

The Oath of a Deputy Surveyor

I A. B. doe sweare tht I will well & truly Serve the Right Honble Caecilius lord Baltemore Absolute Lord & Propry of this province of Maryland &c in the Office of a Surveyor under Jerome white Esꝗ Surveyor Gen̄all of the sd Province, I will doe Right according to the uttmost of my skill & power to his lop & to all manner of people poore & Rich who shall be concerned in taking up of lands by v̄tue of his Lops Condic̄ons of Plantac̄on within the sayd Province wthout [p. 378] favour or Affecc̄on hatred or malice to any person or persons whatsoever I will without delay well & duely execute all such Warrants & Orders as shall come to my hands from his sd Lop or his Lops Leivtennt Gen̄all for the time being or other person authorzed & appoynted by them or either of them for the granting of warrts for Surveyghing or laying out of any of his lops lands wthin the sd Province & returne due certificate therof unto the Sec̄tarys Office of this Province I will increase noe Feas nor directly or indirectly exact demand receive or take any Reward of or from any manner of person or persons whatsoever for to do wright or Wronge other then the usuall allowed Fees appointed for the Surveyor gen̄all or such as his sayd lōpp shall Order & appoint And shall be accomptable to the said Jerome White for halfe of all such Fees soe earned by mee as Surveyor & with the other halfe shall be contented having noe Regard to other profitt or Advantage to mee or any other person lastly I doe sweare well & truely to performe & Comply with all & eūy clause & p̄ticuler exprest & sett downe in my Commission received from the said Jerome White for the Imploymt of Deputy Surveyors as alsoe with whatsoeū is declared in one certeyne Bond given under my hand & seale for the due p̄formance of the sd Imploymt & to Observe & Keepe all that is required in any act or Acts of Assembly relating or any waies concerning the Surveyor gen̄all of this Prov-

Liber FF ince or his Office or any Deputy Surveyor undr him So help me God and the Contents of this Booke

[p. 379] According to the aforegoing Oath was Thomas Taylor of Calvert County County gent̄ Sworne one of the Deputy Surveyors of this province under Jerome White Esqꝫ Surveyor Geñall before the Rt Honoble the Leivtennt Geñall from the First day of October One thousand six hundd sixty sixe

October 20th 1666
On the said day and yeare was Henry Parker sworne one of the Deputy Sürueyrs of this prouince undr Jerome White Esqꝫ his lor̄dps Srueyr Generall thereof according to the foregoeing Oath p̄ Contra

Nouembr 7th 1666
On the said day and yeare was James Thompson of Caluert County gent sworne One of the deputy srueyrs of this prouince undr Jerome White Esqꝫ his lor̄dps Srueyr Generall according to the tenor of the Oath p̄ Contra

February the 14th 1666
On the said day and yeare was George Yates of Ann Arrundell County gent sworne One of the deputy srueyrs of this prouince undr Jerome White Esqꝫ his lōps Srueyr Generall according to the tenor of the Oath p̄ Contra

October the fourth MDClxix
Robert Wilson of Ann Arrundell County Gent sworne Deputy Surveyr under Jerome White Esqꝫ Surveyr Geñll

January the fourth MDClxix
Philip Shapleigh of the County of Dorcester Gent sworne Deputy Surveyr under Jerome White Esqꝫ Surveyr Generall

Aprill 21th MDClxx
Thomas Walker of the County of Somerset gent sworne Deputy Surveyour under Jerome white Esqꝫ Surveyour Generall

December the 17th 1670
Henry Ward of the County of Baltamore was sworne Deputy Surveyor undr Jerome White Esqꝫ Surveyor Geñall before the honoble Charles Calvert Esqꝫ Lt Generall

[p. 380] The Prouinciall Court of the Rigt Honble Caecilius Absolute Lord &
Proprietary of the Prouince of Maryland houlden at St Maries
before the Justices of the said Court the Sixteenth day of
Octobr in the 35th yeare of his lōps Dominion
Annoqꝫ Domini 1666

Liber FF

P^{r}sent
Charles Caluert Esqꝫ Cheife Justice
Philip Caluert Esqꝫ Chancello^{r} & Justice
Jerome White Esqꝫ } Henry Coursey Esqꝫ } Justices
Edward Loyd Esqꝫ } Coll̄: W^{m} Euans

Edward Loyd Esqꝫ then sworne one of his lor̄dps Justices in Open Court according to the tenor of his lor̄dps Oath last sent into this prouince

Proclamac̄on made that all manner of persons who haue any thing to doe at this Prouin^{all} Court holden this day to draw neer & giue their attendance

Benjamin Rozer gen^{t} this day sworne in open Court One of the Attorneys of the said Court

By Ord^{r} of the last Prouin^{all} Court directed to the Com^{rs} of Caluert County was James Cullum bound to his good behauiour, which said Cullum not appearing it is respited untill tomorrow then the Court to be aduized upon the p^{r}misses

John Bayley pl̄t
Reymond Staplefort deft
no Attorney for the pl̄t
John Morecroft p̄ deft
} No appearance made by the pl̄t nor his Attorney the def^{t} Craues Nonsuite, which by the Board was granted

James Ringould pl̄t
Ant^{o} Purs defendant
} alleadg'd by the pl̄t: that they were agreed

Edward Jessop pl̄t
Nathaniell Utie deft
} This Cause respited from last Court and then Ordred that if the said Utie appeare not to defend the same the said seruant to be free, and now Ordred that if the said Utie appeared not by the last day of this Court to answer the p^{r}misses, the said Edward Jessop to be free from his seruitude according to his Indenture produc't in this Court

Benjamin Forby came this day into Court and alleadg'd he was the s^{d} uties Attorney but no power produced

Thomas Morrice bound in Recognizance to appeare this Court and in the meane while to be of his good behauiour makes his appearance and requesteth the Board to be acquitted there from Whereupon Proclamac̄on made, no person comming in he is therby acquitted [p. 381]

John Abington Complainant
Tho: Paggett defendant
Jn^{o} Morecroft p̄ quer̄
Dan: Jenifer p̄ def^{t}
} The defend^{t} Craues time to put in his answere, the Complain^{t} alleadgeth that wth the Consent of the said Paggett it is referred to Thomas Nottley w^{ch} the said Paggett allsoe declares in open Court

Liber FF Thomas Sprigg Complain^{t}
Thomas Taylor defendant
W^{m} Caluert p̄ quer̄
Jn^{o} morecroft p̄ deft

Alleadg'd by both parties that it is put to Arbitracōn—The def^{t} then Craues Ord^{r} for Cost upon his necepiat^{r} by him entred for that the Compl̄t: filed not his Bill according to the Ord^{r} of last Prouinciall Court which Cost by the Board was allowed being in the whole One hundred and Eighty pounds of tobacco

Thomas Ringould pl̄t.
Thomas Hinson and
Henry Parker defend^{ts}
W^{m} Caluert & John
Morecroft p̄ quer̄.
Daniel Jenifer p̄ deft

This Cause respited from last Prouin^{all} Court and now Ordred the Suruey^{r} Generall doe giue in his Report tomorrow morning concerning the laying out of the lands now in dispute—Which Report is as followeth

The Order of Court by Mutuall Consent was not fullfilled, a Jury being found unnecessary but was proceeded, wth the assistance of William Cowrsey gen^{t} in laying out the bounds according to the intention of the first suruey as more fully appeares by the Certifficate and Plott deliuered by mee Jerome White Suruey^{r} Generall

Some differences ariseing concerning the said suruey^{r} Generalls report and all parties not agreeing therunto, the Board doth Order that this cause be againe respited to the next Prouinciall Court, and further Ordred that care be taken in the Choosing twelue men of a Jury of the Neighbourhood who are hereby also ordred to goe wth and informe the suruey^{r} Generall or his deputy the naturall bounds of each parcell of land mencōned in each pattent, According to the former Order granted to be fullfilled in euery respect wth the lines mentioned in the said pattents, The said Thomas Ringould &Thom̄: [p. 382] Hinson hauing liberty to choose 12 men a peece And p^{r}sent them to the suruey^{r} Generall or his deputy wherof he is to pick out of each an equall number for that appointed Jury and to appoint his said deputy or goe wth them himselfe to the end that a true suruey may be made and plotts drawne faire and a Report giuen und^{r} the suruey^{rs} hand, and sent downe to the next Prouinciall Court to be holden the 11th day of December next and that the sherriffe giue his attendance on the Jury after they come together and Warned in by him

After which came into Court both pl̄t and deft & deliuers in the names of such persons who by each of them are Choosen according to the foregoeing Order being nine a peece Out of which the suruey^{r} is to pick an equall number for the said appointed Jury as aforesaid

Further Ordred a Veniri facias issue to the Coroner Thomas Vaughan of that County to sweare the said twelue persons after

Chosen out of the whole number for the said Jury whose names are as followeth Liber FF

Richard Tilghman	Chosen by the Plaintiffe	Richard Woollman	Chosen by the defendant
W^{m} Hambleton		Simon Carpenter	
Robert smyth		Thomas South	
Chris: waters		Philemon Loyd	
Step: whetstone		Andrew Skinner	
Jonathan sibrey		Francis Bellass	
Nic^{o} Bradaway		John Morgan	
M^{r} Eason		John Smyth	
seth Foster		Step: Tully	

Mathew & Margarite Smyth pl̄t^{s}
Geo: Richardson defendant
Jn^{o} morecroft p̄ quer̄.
Dan: Jenifer p̄ deft

This cause respited from last Court upon a pet^{n} of the said Margarite Sudbery now Smyth and sum̄ons issuing for the def^{t} appearance is by him made thereon, who alleadgeth that by her warr^{t} the land was surueyed in her sonns name and by her Ord^{r} the said warr^{t} was accordingly renewed in his name but done after she was marryed to Mathew Smyth wthout any assignm^{t}

Which being considered by the Board that the said Margarite had no power to pass away the same being then und^{r} Couert Barne, it is Ordred that the land pass to the heires of Margarite Sudbery

Reymond Staplefort being bound by Recognizance to appeare at this Court and in the meane while to be of the good behauiour, he now appeares in Court and desires to be Cleered from his said Recognizance

Wherupon Proclamac̄on being made no person comming in to alleadge any more ag^{t} him Ordred he be acquitted from the same and his Bayles

W^{m} Price being engaged last Court that Hannah his wife shall be forthcoming and make her appearance this Court to answer what shall be Objected ag^{t} her on behalfe of the Lord Propriet^{r} [p. 383]

the said Hannah appearing not, being alleadg'd she is not able to come, therfore Respited till tomorrow if she comes sedente cure to make her appearance

John Ascomb pl̄t:
Johannes Sixtus def^{t}
Jn^{o} Morecroft p̄ quer̄:

The Court informed by the pl̄t^{s} Attorney that they are agreed

John Morecroft pl̄t:
W^{m} Champ defendant
W^{m} Caluert & Daniel Jenifer p̄ defend^{t}

The first acc̄on for defamac̄on the defend^{t} craues time till tomorrow to put in his plea, which was Ordred to be done by 2 of the Clock tomorrow and in Order after the other causes which are referr'd from this day

Liber FF Reymond Staplefort pl̄t
John Bayley defend^{t}
sherriffe of Caluert County returnes his writt ag^{t} the def^{t} Non est Inuentus—Wherupon the pl̄t craues writt of Attachm^{t} ag^{t} the Estate of the def^{t}, which by Order of Court is allowed him

John Hunt Compl̄t
John Barnes Francis Bellass and Henry Parker defendants
John Morecroft p̄ quer̄
Daniel Jenifer p̄ def^{t}
The defend^{ts} craues an imparleance to next Prouin^{all} Court, which was granted and further agreed by both parties that a dedimus Potestatim issue to take the defend^{ts} answers to the said bill of Complaint, Wherupon Ordred that a dedimus Potestatem issue to W^{m} Coursey and Richard Woollman gen^{t} to take the Answers of the said defend^{ts} upon Oath to the said Bill and to returne the same to the next Prouin^{all} Court

sherriffe of s^{t} Maries County makes returne of his proseedings upon the Proclamac̄on by him published concerning the taking out of Pattents upon lands yet unpattented

Comm^{rs} of Somersett County makes their returne upon the saide Proclamac̄on

Ordred the rest of the sherriffes of the other Countyes doe make each their returnes of the said Proclamac̄on the last day of the Court

Morecroft ag^{t}
Champe
The pl̄t^{f} requires speciall Bayle of the defend^{t} W^{m} Caluert Esqꝫ and Daniel Jenifer then came and tender'd themselues who were accepted, therupon gaue speciall Bayle to answer the accōn of the pl̄t ag^{t} the defend^{t} and to stand to the Condemnac̄on or render the Body of the said Champ to Prison

Court adjourn'd till 9 of th^{e} clock tomorrow morning

[p. 384] The Justices all mett as yesterday being the 17th October

Philip Caluert Esqꝫ pl̄t
Sam̄: Prickloe deft
John Morecroft p̄ quer̄:
sherriffe returnes his writt that he hath taken the Body of the def^{t} &^{c} but no appearance by him made wherfore Proclamac̄on made that except the def^{t} appeare by the last day of the Court the sherriffe to be amerced Fowrty shillings

W^{m} Smyth pl̄t
Peter Jones def^{t}
sherriffe of Ann Arrundell County returnes his writt thus: Non erit Captus

W^{m} Burgess plaintiffe
Ann Couill defendant
Daniel Jenifer p̄ quer̄
John Morecroft p̄ def^{t}
sherriffe of Ann Arrundell County not hauing returned his writt being ill in body Ordred it be respited till the last day of the Court

The Court adjournes for 2 houres

All mett as in the forenoon

Thomas Bennitt pl̄t Liber FF
Robert Jones def^{t} The defend^{t} demurrs to the pl̄t^{s} declarac̄on
Daniel Jenifer p̄ quer̄: and therupon puts in his plea as followeth
John Morecroft p̄ def^{t}

Thomas Bennitt pl̄t Jenifer The Plea & demurrer of Rob^{t} Jones
Rob: Jones defend^{t} morecroft defend^{t} to the declarac̄on of Tho: Bennitt pl̄t: in a plea of tresspass upon the Case

And the said Robert by John Morecroft his Attorney doth come and defend the force and wrong when &^{c}: and the said Robert saith that the said Thomas his acc̄on ag^{t} him ought not to haue, because he saith that about the time in the declarac̄on expressed he the said Robert did hire the said Thomas to goe to Delaware Bay to fetch a seruant of his the said Robert named Jasper Tayler that was runn away and was then at Delaware Bay and in Case that the said Jasper was gone from Delaware Bay that then he the said Thomas should bring und^{r} the Gouerno^{rs} hand of that place to testifye that the saide Thomas was ther and that the said Jasper was gone from thence, in considerac̄on whereof the said Robert was to pay to the said Thomas One Cow and Calfe, and further if the said Jesper should be gone from Delaware Bay at the said Thomas his coming thither that the said Tho: should then goe to Newyork and if he found the said Jesper ther to bring and deliuer him to the said Robert and if the said Jesper was not ther to bring und^{r} the Gouerno^{rs} hand of New York to testifye that the said Thomas was ther & th^{t} th^{e} s^{d} Jesper was not there In Considerac̄on wherof the said Robert was to pay to the s^{d} [p. 385] Thomas Three hundred pounds of pork more wthout that the said Rob^{t} was endebted to the said Thomas One Cow and One Calfe by her side in manner and forme as the said Thomas hath aboue Complained ag^{t} him and the said Robert saith that th^{e} declarac̄on of the said Thomas and the matter therin contained is insufficient in law to maintaine his acc̄on ag^{t} him the said Robert neither hath he need or is bound by law to answer therunto, and of this he craueth the Judgm^{t} of the Court and that the declarac̄on of the said Thomas may be cast out

The Pl̄t: Joynes in demurrer wth the defend^{t} and puts in his Answer as followeth

Thomas Bennitt pl̄t Jenifer the pl̄t in answer to the defend^{ts}
Rob: Jones defend^{t} Morecroft demurrer saith—That the declarac̄on of the pl̄t: and the matter therein Contained is sufficient in law the which he maintaines and auerrs, And that the defend^{t} is bound by law to answere therunto and of this craueth the Judgm^{t} of the Court

The defend^{t} hereto alleadgeth that the pl̄t in his declarac̄on hath not expressed that he hath been at Delaware Bay to look after the said

Liber FF seruant which the pl̃t saith the defend^{t} ought to doe therfore craues the Judgm^{t} of the Board if sufficient in law or not

Judgm^{t} of the Court is that by reason the said words are not menc̄oned in the pl̃t^{s} declarac̄on (uizt) that he had been at Delaware Bay in sattisfacc̄on for the said Cow & Calfe the said declarac̄on is not sufficient in law and therupon Judgm^{t} giuen by the Court for the defend^{t}

Nathaniell Euett pl̃t:
Jacob Brimington def
Dan: Jenifer p̄ quer̄:
Jn^{o} morecroft p̄ deft

The def^{t} desires the Court that an Essoigne may be Entred, which is denyed by the pl̃t to be granted, put to uote wether an Essoigne may be granted upon a reall acc̄on Major Vote allowed

Elizabeth Brewer being sum̄oned to answer in an concerning a parcell of land held by her wthout due rights entred for the same, Who alleadgeth by Daniel Jenifer her Attorney that they were legally proued before Rob^{t} Clarke the late Suruey^{r} Generall the suruey^{r} of the said land, through whose neglect they were not return'd downe to the Office, therefore humbly Craues a Confirmac̄on of the said land, and she shall forthwth make appeare the said rights by uertue of which the said land was taken up and surueyed by George Nettlefold the first owner

[p. 386] George Nettlefold being Sum̄oned as the said Brewer to answer in an concerning another parcell of land soe taken up and held wthout rights soe entred in the Secretaries Office for the same, Answereth by Daniel Jenifer his Attorney that rights for the said land was allsoe entred and proued by the s^{d} Robert Clerk late suruey^{r} Generall & through his neglect not sent downe & entred in the Office at S^{t} Maries

Wherupon Ordred the said Nettlefold doe hold and enjoy his said land by uertue of his pattent allready granted wthout any further disturbance

John Morecroft pl̃t
W^{m} Champ defend^{t}
W^{m} Caluert & Daniel
Jenifer p̄ deft

The defend^{ts} Plea, that the words are not acc̄onable being spoken before the pl̃t was a sworne Attorney of this Court, wherupon put the uote wether the words sett downe in the pl̃t^{s} declarac̄on in calling him Cheating old Knaue be acconable or not

Judgm^{t} of the whole Board that they are not acc̄onable, being spoken before he was a sworne Attorney and not since—Wherupon Judgm^{t} giuen by the Court for the defendant

Court adjourn'd till tomorrow morning

The Justices all mett as yesterday being the 18th day of October except the Gouerno^{r} & M^{r} Truman

Toby Weells being bound in a Recognizance to the Lord Prop^{r} Liber FF to make his appearance this Court and in the meane while to be of the good behauiour who accordingly appeared Wherupon Proclamac̄on made, that if any manner of person hath any thing further to alleadge why the said Weells should not be acquitted let them come in

No person appearing the said Toby Weells is acquitted by Proclamac̄on

The sherriffe of S^{t} Maries County returnes the names of the Grand [p. 387] Jury Who were called & appeared as followeth

Foreman Thomas Hinson
Richard Loyd
Walter Hall
Randolph Hinson
Henry Hyde
Thomas Ringould
John Morgan ....
W^{m} Rosewell
James Ringold
John Wright
John Warren
Patrick Forrest
George Atwall

all sworne and then Com̄anded to attend the Court

John Reynolds and Caleb Isgate was sworne to giue Euidence to the said Grand Inquest upon an Indictm^{t} deliuered in Court by the Attorney Generall ag^{t} Jane Crisp which Indictm^{t} is as followeth

Let it be enquired for the Rig^{t} Hon^{ble} the Lord Proprietary if Jane Crisp of Choptanck in Talbott County spinster the second day of Aprill in the yeare of Our Lord God One thowsand Six hundred Sixty Six being bigg wth Childe by Gods Prouidence was deliuered of a certaine liuing woman Childe which said liuing woman Childe she the said Jane Crisp at the time and place aforesaid lye in the Cold, and soe whether the said Jane Crisp the said liuing Woman Childe by lying in the Cold in manner and forme aforesaid then and ther feloniously and of malice forethought did Kill and murder Contrary to the peace of his said lord̄p his rule and dignity

Wittnesses John Reynold Wiłl Caluert
Caleb Isgate

The Grand Jury endorct on the said Bill Billa Vera and return'd the same into Court & dismist

Wherupon Jane Crisp the prisoner was set to the Barr held up her hand and was arraigned, Pleaded Not Guilty put her selfe upon the Country

The sherriffe of S^{t} Maries County returnes the names of the petty Jury as followeth

Foreman Thomas Paine
John Gittings
Tho: Hatton
John Cammell
Tho: Innis
Peter Mills
Sam̄ Dobson
W^{m} Hatton
Peter watts
Rob: Page
John shancks
Dan: Clocker

Who were all sworne and upon the Euidence giuen in Court found her not Guilty, Petty Jury dismist

Proclamac̄on made 3 times if any person had any thing else to Alleadge let them come in the prisoner stands upon her deliuerance, noe person appearing the said Jane Crisp is acquitted by Proclamac̄on

[p. 388] Edward Perce Plaintiffe
Thomas Paine defendant
Daniel Jenifer p̄ quer̄
Benjamin Rozer p̄ def^{t}

The plt̄ declares upon a Protested bill of Exc^{e} and Craues Judgm^{t} according to his declarac̄on for the Originall debt and dam̄ages Wherup̄on the Board gaue the plt̄ Judgm^{t} for the Originall Debt being Eighteen pounds ster̄: and Ordred a writt of Inquiry doe issue for the dam̄ages and that a Jury be impannell'd forthwth to enquire of the same

The sherriffe returnes a pannell of Juror̄s being warned and sworne to enquire of the dam̄ages in the foregoing suite, who returnes into Court and deliuers in the ensuing uerdict

The Jury Alloweth as to the dam̄age Thirty pounds p̄ Cent^{o} being Fiue pounds Eight shillings for the Plaintiffe

Ordred the abouesaid Jurys Verdict be entred for Judgm^{t}, the names of which Jury are as followeth

Foreman William Steuens
Richard Steuens
John Foxhall
John Hambleton
Thomas Bennitt
Thomas Innis
Jn^{o} Gouldsmyth
John Dennizen
Tho: Hatton
W^{m} Champ
John Cammell
John Smyth

The Court adjourns for 2 houres

The Justices all mett as before

John Goldsmyth plaintiffe
George Reynolds defend^{t}
Daniel Jenifer p̄ quer̄
W^{m} Caluert Esqꝫ p̄ deft

the plt̄ sues for fifteen hundred p̄nds of tobacco and fiue pounds of sugar for which Judgm^{t} giuen the plt̄ by Nihil dicit and Ordred it be so entred

John Foxhall plaintiffe
Richard Smyth defend^{t}
Daniel Jenifer p̄ quer̄:
W^{m} Caluert Esqꝫ p̄ def

The defend^{t} being sued as Administrato^{r} of Thomas Wylde late deceased in a plea of tresspass upon the Case for seuerall Goods and merchandizes sold the s^{d} wyld by the said Foxhall amounting unto the sum̄e of Nineteene hundred Ninety six pounds of tob̄: which perticulers by Accompt being produc'd in Court the def^{t} pleads the Act of Assembly being aboue nine months standing upon a dead mans Estate, wherupon Judgm^{t} giuen by the Court for the defend^{t}

According to that Order entred in fo: 370 and sent the Comm^{rs} of Caluert County James Cullum make his appearance at this Court, but no person appearing to prosecute the said Cullum is quitted by Proclamac̄on after wittnesses examined

Liber FF [p. 389] The persons sum̄oned by James Cullum as wittnesses in the foregoeing difference are allowed by the Court 30tb tob̄: p̄ diem for their goeing comming and attendance, and that John Tucker being one of the said Wittnesses but not at prsent in a Capacity to giue in his Oath concerning the prmisses, is Ordred to make his appearance next Prouinall Court to doe the same

Hannah Price now makes her appearance according to that Ordr in folio 383, who is Clear'd by Proclamac̄on from the Indictmt in which she was accus'd, and no prson coming in to shew further cause why she should any longer be detain'd in Custody upon that fact alleadg'd agt her

The Court adjourn'd untill tomorrow morning

Octobr the 19th mett these Justices (uizt) Chancellor now Judge, Jerome White Henry Coursey Edward Loyd and Coll: Wm Euans Esqrs

John Reapley being taken into safe Custody wthout Bayle or mainprize to appeare this Court (by uertue of the Gouernors speciall warrt directed to the sherriffe of St maries County who now brings the body of the said Reapley into Court, to answer what shall be Objected agt him on behalfe of the Lord Proprietary in and Concerning the death of [*blank*] decd: late Boatswain in the shipe White horse Capt young Com̄andr now riding at Anchor in St Georges riuer in this Prouince, But noe person appearing or comming in to prosecute the said Reapley Proclamac̄on is made in Court three times that if any person hath any thing to alleadg agt the said Reapley Concerning the death of [*blank*] or any other thing or things whatsoeuer whereof he may be impeached let them in and they shall be heard, no prson comming in the said Reapley is quitted by Proclamac̄on as aboue

Coll william Euans plt
John Foxhall defendt
Daniel Jenifer p̄ quer̄.
Benjamin Rozer p̄ def

The plt sues the deft in a plea of debt for dealing wth the plts seruants contrary and in breach of the Act of Assembly in such cases to the Contrary prouided Therfore Craues Judgmt of the Board for the penalty of the said Act being One thowsand pounds of tobacco to the Lord Proprietary and One thowsand pounds of tobacco more to the plt:

The deft pleads not Guilty the plt producet his Euidence wherby he proues his declarac̄on that the defendt did wittingly deale wth his seruts contrary to the said Act

Wherupon Judgmt past agt the defendt for the penalty menc̄oned [p. 390] in the said Act being for One thowsand pounds of tobacco to the Lord Proprietary and One thowsand pounds of tobacco more to the plt

Liber FF Daniel Jenifer plt
Thomas Paine def^{t}
Ben: Rozer p̄ deft

The plt sues the def^{t} in a plea of tresspass upon the Case for defamac̄on for calling the plt: unworthy knaue, the plt suing by a Writt of priuiledge as one of the Attorneys of this Court, The def^{t} puts in his plea, and prayeth the Judgm^{t} of the Board, whether in calling the plt unworthy Knaue be ac̄conable or not

The def^{t} being therupon aduiz'd to ask the plt forgiuness for calling him unworthy Knaue, the which he did in Open Court and taken by the plt for sattisfac̄c̄on, Wherupon the Court Ordred that the deft Thomas Paine be Committed to the sherriffs Custody ther to remaine untill he shall finde two sufficient suretyes for his appearance next Prouin^{all} Court and in the meane while to be of the good behauiour

John Morecroft plt
Will^{m} Champ deft
W^{m} Caluert Esqꝫ & Dan:
Jenifer p̄ defend^{t}

The plt sues the def^{t} by a writt of Priuiledge that hee render unto him an accompt from the time that he was receiuer of the Goods of the plt:, The defend^{t} put's in his plea, which is as followeth (uizt)

The defend^{t} for answer saith, that true it is he was imployed by the plt: in the Art & mistery of Physick as his seruant by Indenture and that all accompts appertaining to the plt in relac̄on to that imploym^{t} he hath long since rendred, and the remaind^{r} of the Physick committed to the defend^{ts} charge were deliuered into the plt^{s} owne hands and possession, that all the accompts relateing to the defend^{ts} imploym^{t} are now in the plt^{s} owne hand, so that the def^{t} cannot giue any other accompt then what he hath allready giuen the which is both Just and true, and therfore being long since discharged from the plt^{s} seruice he humbly Conceiues that he ought now no other accompt to rend^{r} Plt^{s} reply th^{t} he hath not giuen him an acc^{t} The def^{t} likewise producing the plt^{s} discharge on the back side of the def^{ts} Indenture from his time of seruice to dispose of himselfe as [p. 391] hee pleaseth hauing fully serued his time, and therupon the def^{t} crau'd a Jury to goe upon the meritts of the whole cause which was by the Board allowed him

Wherupon warr^{t} is issued to the sherriffe to impannell a Jury of twelue able men forthwth Who returned their names as followeth

Foreman Thomas Lomax	Patrick Forrest	John Gittings
John Foxhall	Curtis Fletcher	W^{m} Harper
Thomas Hatton	Nic^{o} Fline	Thomas Paine
W^{m} Hatton	John Whahob	Joseph Harrison

being all called by their names and sworne they went forth to Consider of the p^{r}misses And returning againe into Court, they humbly Crau'd their charges w^{ch} was allowed according to the Act of Assembly, then they deliuered in their uerdict endorc't on the back side of the defend^{ts} Indenture thus

Wee finde by the deliuery of this Indenture and the discharge giuen therupon to be a full discharge from all seruitude and Accompts done in seruice by William Champ and therfore no cause of acc̄on Liber FF

The Board further asked the Jury if the defend^{t} was fully acquitted from all accompts by the pl̄t who answered that he was fully acquitted from all accompts from the pl̄t Wherupon Ordred it be entred for Judgm^{t}

Henry Hudson Compl̄t
Henry Gooddrick def^{t}
Jn^{o} Morecroft p̄ quer̄
W^{m} Caluert Esqꝫ p̄ deft

The Compl̄t declares for a uessell sold by the def^{t} wthout his consent the def^{t} craues an imparleance till next Prouinciall to put in his answer Ordred the def^{t} doe put in his Answer to the Compl̄t^{s} Bill now p^{r}ferr'd the first day of the next Prouinciall Court

Reymond Staplefort pl̄t
John Auery defend^{t}
Dan: Jenifer p̄ deft

This cause depending in the County Co^{rt} of S^{t} Maries and brought heither the said Court being now held wth the Prouinciall Courts, which cause being called the pl̄t came into Court and suffers a Nonsuite, Ordred it be so entred

Robert King plaintiffe [p. 392]
W^{m} Greene Eliz: his wife
and Jo^{n} Braddy defend^{ts}
W^{m} Caluert Esqꝫ p̄ quer̄:
Ben: Rozer p̄ defend^{t}

The pl̄t sues the defend^{ts} for a Cow killed by One of the def^{ts} Eliz: Greene who denyes the Cow to be the pl̄t^{s} proper Goods & Chattles the Euidences being examined it was proued by their Oathes to be the pl̄t^{s} Cow & Deliuered to him in the p^{r}sence and wth the Consent of her husband W^{m} Greene in sattisfacc̄on of a debt formerly due from the def^{t}, Wherupon the pl̄t Craues a Jury to enquire of the dam̄ages susteyned by him for want of the said Cow, which Jury was allowed him, who being impannel'd and sworne went together to Consider thereof and after a while return'd into Court and deliuered in their Verdict which is as followeth

The Jurors alloweth as in full sattisfacc̄on for the said Cow and dam̄age (uizt) The defend^{t} to pay a sufficient Cow about 5 or 7 yeares of age wth a Cow Calfe of Six months age and One hundred pounds of tobaccoe

Ordred the Jurors Verdict be entred for Judgment

Moses Stagoll Complain^{t}
Will^{m} Elliott defendant
Daniel Jenifer p̄ quer̄
John Morecroft p̄ def^{t}

The Compl̄t declares ag^{t} the defend^{t} in Chancery for detaining the Goods and Chattles of Ruth Stagoll late Relict to Thomas Stagoll, of which Goods and Chattles the Compl̄t being lawfully impowred Administrato^{r} thereof

Liber FF Ordred this Cause be referr'd to the Leiutenn^{t} Generall who being now Cheife Judge for prouing of wills and granting Administrac̄ons, and that the Estate doe remaine (untill the said Cheife Judge hath giuen his opinion and ended the s^{d} difference) in the possession of the said Ellott where and in whose Custody it is

Joseph Harrison James Lindsey John Lewger and Thomas Allanson being sum̄oned to make theire appearance at this Prouin^{all} Court to answer the Contempt made by them ag^{t} the Leiutenn^{t} Generalls power giuen and granted to Cap^{t} william Boreman As Comand^{r} of the foott Company lately und^{r} the Com̄and and discipline of Cap^{t} Rob^{t} Troope deceased And wheras the Leiutenn^{t} Generall being now absent the p^{r}misses to be answered are deferr'd untill the next Prouinciall Court, And further Ordred that the said Harrison Lindsey Lewger & Allanson doe giue in p^{r}sent security in Court to appeare [p. 393] the Next Prouinciall Court to answer what shall then be objected ag^{t} them in and Concerning the p^{r}misses

Wherupon Came into Court William Hatton who was accepted for the said Harrisons security, also came Bryan Dayley and was accepted for the said Lindseys security, also came John Gittings who was accepted for the said Allansons security and Jerome White Esqꝫ was accepted as the said John Lewgers security, each principle obleiging themselues in the sum̄e of tenn pounds Sterling and each security in the sum̄e of Fiue pounds Sterling to p^{r}forme the said Ord^{r} in euery respect and to stand to and abide the Courts Judgm^{t} and further determinac̄on therein

W^{m} Wheeler being Ordred by the Comm^{rs} of Caluert County at a Court ther held the first twesday in Octob^{r} 1666 to be bound Ouer by the sherriffe of that County to prosecute Thomas Lewis upon Suspic̄on of theft at this Prouinciall Court, Who is now againe Ordred to make his appearance next Prouinciall Court to testifye the truth of his knowledge in and Concerning the p^{r}misses and that he giue security soe to doe, Wherupon John Tucker came into Court and tender'd himselfe to be security for the said Wheeler who was accepted and bound by recognizance in tenn pounds Sterling to p^{r}forme the p^{r}misses

Philip Caluert Esqꝫ plaintiffe } The pl̄t declares in open Court that
Jn^{o} Mould defendant } the said Acc̄on is fall'n

William Caluert Esqꝫ and Daniel Jenifer being bound Speciall Bayle to Jn^{o} Morecroft for W^{m} Champ is now acquitted from the same by Ord^{r} of Court

William Burgess pl̄t
Ann Couill the Guardian
of John Couill defendᵗ
Dan: Jenifer p̄ quer̄
Jnᵒ Morecroft p̄ deft

The defendᵗ sum̄oned to shew Cause (if any she had) why the pl̄t should not hold & enjoy a parcell of land Contā. fowre hundred acres wᶜʰ the defendᵗ alleadgeth was formerly by her taken up for the use of the said John Couill—The sherriffe of Ann Arrundell County not makeing a due returne of the said summons he then being sick & could not come downe, the pl̄t craues an imparleance till next Prouinciall Court agᵗ when the sherriffe shall make returne of the said sum̄ons—which by the Board was allowed Liber FF

Samuell Prickloe not appearing according to that Ordʳ in fo: 384, it is Ordred that Capᵗ Nicholas Young high sherriffe of Sᵗ Maries County be amerced Fowrty shillings

Edward Jessop pl̄t
Nath: Utie deft

According to the foregoing Ordʳ past this Court and entred in fo: 380 that in Case the said Utie appear'd not the last day of the Court the pl̄t to be free from his seruitude, which appearance is not made, therfore Ordred that the sᵈ Edward Jessop be free and acquitted from the Seruice of the said Nathaniell Utie and to dispose of him selfe as he pleaseth [p. 394]

Margarite Adams plaintiffe
Demetrius Cartwright and
Eliz: his wife defendants
John morecroft p̄ deft

This Cause brought from the County Court of Caluert by Demetrius Cartwright and Eliz: his wife the Appealants who demurreth to the declarac̄on of the pl̄tˢ as followeth

That the Declarac̄on of the said Margarite and the matter therin Contained is insufficient in law and that they haue noe need neither is bound by the law of the land to answer therunto and therupon demandeth Judgmᵗ if the said Margarite her acc̄on therupon agᵗ them ought to haue

The Judgmᵗ of the Board is that ther is no cause of acc̄on, therefore Judgmᵗ by the Court for the Appealants

Matthias Decasta agsᵗ
Wᵐ loueridge his serutᵗ

Upon the petⁿ of Matthias Decasta wherein he craues Ordʳ of Court for sattisfacc̄on from his sᵈ seruant according to Act of Assembly for running away seuerall and Sundry times out of his seruice

Wherupon Ordred by the Justices of this Court that Wᵐ Loueridge seruant to the said Matthias Decasta doe serue his said master according to the said Act of Assembly which is for euery day tenn being absent out of his seruice as by Confession of the said Seruant the number of three months and Eighte dayes for which he is Ordred to serue his said Mastʳ (after the Expirac̄on of his first seruice) the number of thirety months and twenty Fowre dayes Ouer & aboue the

Liber FF time of Seruice he was obleig'd to p^{r}forme to his s^{d} mast^{r} before the passing of this Ord^{r}

Robert Jones ags^{t}
Robert Dauies his Seruant } Upon the pet^{n} of Robert Jones wherin hee Craues Ord^{r} of Court for sattisfac̄con from his said seruant According to Act of Assembly for running away Seuerall and sundry times out of his Seruice

The said Seruice alleadgeth in Court, that he did not runn away [p. 395] from his said mast^{r} the whole time alleadged by his s^{d} mast^{r} in his pet^{n} being lawfully sold to another Mast^{r} by One Denby in Virgenia by uertue of a letter of Attorney from the said Jones, which Allegac̄on is denyed by the said Jones now in Court

Wherupon Ordred that the said Robert Dauies doe serue the said Rob^{t} Jones according to the Act of Assembly in such cases prouided being for euery day that he was absent out of his said Masters Seruice from the tenth day of Aprill last to the tenth day of Septemb^{r} following And three years and two months for the remaind^{r} of the two yeares that he ought to haue serued the said Jones Prouided allwayes if he makes appeare that he was sold by uertue of the said Robert Jones his power as aforesaid, That then the said Robert Jones shall make the said Robert Dauies sattisfac̄con for all the time he shall serue the said Jones from this p^{r}sent day

Garrett Sennett Pet̄ioneth the Court for redress, being much shott and wounded in the March to Pascattaway in July last and for thireteene hundred pounds of tobacco disbursed by him for the Cure of the same

Wherupon Ordred that the Comm^{rs} of Charles County doe Certifye what charge and loss it hath been to the Pet^{r} by receiuing the said shott, and to signifye the same und^{r} their hands to the next Prouinciall Court, to be borne upon the publicque Charge

Ralph wormely Petitioneth the Court for redress being much shott and wounded at the same time and place wth the abouesaid Garrett Sennett, hauing disbursed One thowsand pounds of tobacco and loss of two months labour being a Carpenter by trade

Wherupon Ordred as aboue to the s^{d} Sennett to be return'd next Prouinciall Court

In Causo inter Tho: Touey Tho: Frost and Tho: Smyth Compl̄t^{s} ags^{t} Sampson waring and Thomas Mannyng defend^{ts} the Court hath Ordred that the said defend^{ts} doe sattisfye to the said Complain^{ts} for Charges in the said suite the sum̄e of Two Thowsand and Ninety pounds of tobaccoe

[p. 396] In Causo intr Robert King pl̄t and W^{m} Greene and Elizabeth his wife and John Braddy defend^{ts} the Court hath Ordred that the said defend^{ts} doe sattisfye to the pl̃t: for Charges in the said suite the sum̃e of Two Thowsand One hundred and Ninety pounds of tobaccoe Liber FF

In Causo inter John Foxhall pl̃t and Rich^{d} smyth the Administrato^{r} of Thomas Wylde def^{t} the Court hath Ordred that the pl̃t doe sattisfye to the def^{t} for Charges in the said Suite the sum̃e of Two hundred and seauenty pounds of tobaccoe

In Causo inter Coll̃ W^{m} Euans pl̃t and Jn^{o} Foxhall def^{t} the Court hath Ordred that the def^{t} doe sattisfy to the pl̃t for Charges in the said suite the Sum̃e of seauen hundred and twenty pounds of tobaccoe

In Causo inter John Goldsmyth pl̃t and George Reynolds def^{t} the Court hath Ordred that the defend^{t} doe sattisfye to the pl̃t for Charges in the said suite the sum̃e of seauen hundred & Eighty pounds of tobaccoe

In Causo inter Edward Perce pl̃t and Thomas Paine defend^{t} the Court hath Ordred that the def^{t} doe sattisfye to the pl̃t^{s} Attorny Dan: Jenifer for Charges in the said suite the sum̃e of Six hundred and thirety pounds of tobaccoe

In Causo inter John Morecroft pl̃t and William Champ defend^{t} the Court hath Ordred, that the pl̃t doe sattisfye to the def^{t} for Charges in 2 Suites depending this Court the sum̃e of Six hundred and Sixty pounds of tobaccoe

Thomas Brooks of Kent County the Administrato^{r} of Walter Jenkins sues out a Quietus Est upon the Estate of the said Jenkins declaring the same this p^{r}sent Court now held at the 16th day of Octob^{r} 1666 by setting up his name in the said Court howse and no person underwritt the same Daniel Jenifer

Hannah Price Petitioneth the Court that she being alltogether maintain'd by the Charity of her Neighbours desires she may haue the full disposing of the same (to witt) what she receiues from her freinds and Neighbours for her said maintenance, and that her husband W^{m} Price may not haue any Com̃and of the same or take any part thereof from her, & further that the Court would please to allow her some meanes to subsist wthall or Ord^{r} some Course she may take for the same end wthout disturbance from her said husband [p. 397]

Wherupon it is Ordred that the plantac̄on at the head of Trinity Creeke being the inheritance of Hannah Price bought by her in her widdowhood and the proffitts thereof be imployed towards the maintenance of the said Hanah and that William Price her husband be for euer debarr'd from any Claime thereto

Liber FF This Indenture made th^e^ fifteenth day of October in th^e^ five & thirtyeth yeare of th^e^ Dominion of th^e^ Right Hono^ble^ Caecilius Absolute lord & Proprietor of th^e^ Province of Maryland Lord Baron of Baltemore &c. & in th^e^ yeare of our Lord God One thousand six hund^d^ & sixty sixe Betweene Ellis Coleman of S^t^ Maryes County within th^e^ s^d^ Province of th^e^ one p̄te Marriner And William Thomas of th^e^ s^d^ County of S^t^ Maries planter of th^e^ other parte Wittnesseth that whereas th^e^ said Lord Baltemore by his Deed of grant under his great Seale used in th^e^ s^d^ Province for granting of Lands there bearing date at S^t^ Maries th^e^ Seventeenth day of September in th^e^ yeare of our lord One thousand sixe hundred fifty one did for th^e^ consideracon therein Menconed grant unto Henry Pountney of S^t^ Jerom's in th^e^ County of S^t^ Maries aforesaid planter by th^e^ name of Henry Pountney all th^t^ parcell of land lying on th^e^ west side of s^t^ Jerom's creeke beginning at a marsh called Pountneys Marsh & running East up th^e^ creeke for th^e^ length of Eighty perches to a branch called Pountneys branch bounding on th^e^ East w^th^ th^e^ s^d^ branch for th^e^ [p. 398] length of Forty perches to th^e^ head & with a line Drawne North from a m̄ked oke at th^e^ head for th^e^ length of three hundred & sixty perches on the North with a line drawne west from th^e^ End of th^e^ former line for the length of Fifty perches on th^e^ west with a line drawne South from th^e^ End of th^e^ s^d^ line unto the s^d^ Marsh conteyning & then laid out for two hund^d^ acres to have & to hold th^e^ same unto him th^e^ said Henry Pountney his heirs & assignes for ever under such rents Covenants & condicons limitacons & excepcons as in & by th^e^ said deed of grant relacon being thereunto had more att large itt doth & may appeare All w^ch^ said lands before menconed by severall meane assigm^ts^ are come since unto the said Ellis Coleman, Now this Indenture wittnesseth that th^e^ said Ellis Coleman for a valuable consideracon to him in hand payd by the said Will Thomas before the ensealing & delivery hereof whereof & wherewith th^e^ s^d^ Ellis Coleman doth acknowledge himselfe to be fully & wholy satisfyed and paid & doth of & for every part & parcell thereof acquitt & discharge th^e^ said William Thomas his heirs Executors Administrato^rs^ & assignes by theis p̄nts Hath bargained Sold Aliened Enfeoffed & confirmed & by theis presents doth fully & cleerely & absolutely grant bargaine sell Alien Enfeoffe & confirme to th^e^ said William Thomas his heirs and assignes all th^e^ s^d^ two hund^d^ acres of land & premisses above menconed Togeth^r^ with all th^e^ Edifices & buildings whatsoever to th^e^ same belonging or in any wise apperteyninge & now in th^e^ tenure or occupacon of th^e^ said Wilł Thomas as his assignee or assignes & the revcon & revcons remaynder & remaynder of all & singuler th^e^ s^d^ before granted Aliened enfeoffed & confirmed premisses or hereby ment menconed or intended to be hereby granted Aliened & infeoffed & confirmed & also all th^e^ Estate R^t^ title interest [p. 399] claime & demand whatsoever of him the said Ellis Coleman of in &

to th^e same & of in & to every part & parcell thereof And also woods Liber FF underwoods & trees now growing standing or being upon th^e same premisses or any part & parcell thereof together with th^e s^d before recited deed of grant To have and to hold the said two hundred acres of land & all and sinḡler th^e premisses before by theis presents menc̄oned or intended to be granted with all & singuler th^e appurtenances to th^e said William Thomas his heires & assignes for ever To th^e only use & behoofe of the said William Thomas his heirs & assignes for ever And the sayd Ellis Coleman doth for himselfe his heires Executors & Administrators hereby Covenant & grant to & wth th^e said William Thomas his heirs & assignes & eũy of them by theis presents in Manner & forme following That is to say that th^e s^d Ellis Coleman for & notwithstanding any act or thing by him or by his meanes consent privity or procurem^t whatsoeũ committed or done or wittingly or willingly suffered to th^e contrary now & at th^e time of seised & untill th^e Estate hereby to be granted shall be sufficiently th^e ensealing & delivery hereof standeth & is Solely onely & Rightfully past and vested & settled in th^e said William Thomas his heirs and assignes shall soe remayne Seized of all th^e premisses of a good absute & perfect Estate in Fee simple to him & his heirs for eũ in his owne Right & to his Owne use without any Manno^r of Condic̄on or Provisoe Right title or limitac̄on of use which may hereafter Destroy or evict th^e same other then such condic̄on or Proviso as is menc̄oned in th^e said Deed of grant & that th^e said Ellis Coleman notwithstanding any such act or thing as aforesaid hath good Right full power & lawfull authoryty in his owne Right to grant convey & assure th^e said premisses & every part & parcell thereof unto th^e said William Thomas his heirs & assignes in manner & forme aforesaid according [p. 400] to th^e true meaning hereof And allsoe that the said William Thomas his heires and assignes and every of them shall and may att all time & times & from time to tyme during th^e said Estate hereby made & granted peaceably & quietly have hold use & enjoy all & singuler th^e said granted premisses with th^e appurtenances according to th^e true meaning hereof without any lett sute trouble or charge whatsoever of or by the said Ellis Coleman his heirs or assignes or any of them or any other person or persons whattsoever lawfully haveing or clayming to have any Estate interest or thing of into or out of th^e said Granted premisses or any parte thereof by from or under th^e s^d Ellis Coleman or by his meanes privity consent or procurement & that th^e s^d granted premisses & every part thereof now are & be soe during th^e Estate hereby made & passed shall & may according to th^e true intent & meaning hereof remayne continue & be to th^e said William Thomas his heirs & assignes fully Freely and cleerly accquitted Freed and discharged or upon request made to th^e said Ellis Coleman his heirs & assignes in that behalfe well and sufficiently & att his & their costs & charges shall be saved & kept harmeless by him the said Ellis Coleman his heires &

Liber FF assignes of & from all manner of Former and other bargaines Sales Leases Guifts grants Estates rents & of & from all Joynctures Dowers Statutes Recognizances Judgments Execuc̄ons forfeitures seizures yssues Extents and all other charges titles troubles incumbrances and demands whatsoever had made Comitted acknowledged or done or to be had made comitted accknowledged or done by the said Ellis [p. 401] Coleman his heires or assign's or any other person or persons lawfully clayming from by or under him them or any of them or by his their or any of their mean's title or procurement the rent & services from henceforth to grow due & payable to th^{e} cheife lord or Lords of th^{e} Fee or Fees thereof only excepted & foreprized And the said Ellis Coleman doth further Covenant and grant for himselfe his heirs Executo^{rs} and assignes and every of them by theis presents to and with the said William Thomas his heirs and assignes and every of them by theis presents That the said Ellis Coleman and his heirs and all and every other person and persons any Estate Right title or Demand haveing or lawfully clayming or which any thing shall have or lawfully may claime into or out of the premisses before menconed to be granted or any part or parcell thereof by from or under the said Ellis Coleman shall and will from tyme to tyme and att all tymes here after during the space of seaven yeares now next following after the date hereof att the Reasonable request costs & charges in th^{e} lawe of the said William Thomas his heirs and assignes doe make acknowledged execute and suffer and cause and procure to be made and acknowledged executed and suffered and every such further and other lawfull and reasonable act and acts Assureance and assureances in the Law whatsoever for the further and better assureance surety and Sure makeing and conveying of all the sayd Granted premisses with the appurtenances or any part thereof unto him the sayd William Thomas his heires and assignes according to the true meaning hereof be itt by Fyne Feoffment recoūy or otherwise as the said William Thomas his heires or Assignes or his or their Councell [p. 402] learned in the Lawe in that behalfe shall be reasonably devised or Advised And itt is mutually agreed and concluded by and betweene the partyes to theis presents that all and every such further assureance to be made as aforesaid of the said Granted premisses or any part thereof is meant and intended to be and shall be and shall be to th^{e} only use and behoofe of the said William Thomas his heires and assignes for ever and to noe other use intent or purpose whatsoever In wittnes whereof the parties abovenamed first to theis presents have Enterchangeablely sett their hands and Seales the day and yeare first above written

Ellis Coleman
(Seale)

Signed sealed & Deliū
In the p̄nce of
Tho: Paine
Henry Reffowe

Memorandum th^{t} full and Peaceable possession and seizin of all Liber FF and Singuler the Lands Tenem^{ts} and other the premisses within granted was Deliũed by th^{e} within named Ellis Coleman to the within named William Thomas according to the Forme and Effect of the said Deed within written The [*blank*] day of [*blank*] Anno Domini One thousand sixe hundred sixty and sixe

The aforesaid written Conveyance with the premisses therein mencōned [p. 403] was in Open Court on the Seaventeenth day of October One thowsand sixe hundred sixty and sixe acknowledged by Ellis Coleman to be the goods and lands of William Thomas and the heires of the said William for ever Daniel Jenifer Cler̄:

29 $\frac{3}{m}$ 66

Know all men by theis p̃nts that I Thomas Cagre of the Province of Maryland and County of S^{t} Maries planter have sold and by theis presents Doe Sell from mee my heirs and assignes unto Thomas Bennett of the province and County abovesaid to him his heirs and assignes one hundred acres of land being the halfe of a pattent of Two hundred goeing by the name of the Long Necke & did belong unto Richard Bennett & my selfe the which land I doe firmly by theis presents Alienate (for a valuable consideracōn all received) from me my heirs forever unto th^{e} s^{d} Thomas Bennitt his heirs for ever And further doe oblige my selfe my heirs and assignes to give unto th^{e} said Thomas Bennett his heirs or assigns all the lawfull insureance that the said Thomas Bennett shall require upon all Demands [p. 404] as wittnes my hand this One and twentyeth Day of July One thowsand sixe hundred sixty and sixe Thomas Cayger

Test Geo: Reynolds
Dorothy Reynolds

The aforesaid Conveyance was on the Eighteenth Day of October One thousand six hundred sixty and sixe in Open Court by the within named Thomas Cager acknowledged to be the Right of the within named Thomas Bennett and the land therein Specifyed and the heires of the s^{d} Thomas Bennett foreū Daniel Jenifer Clk̄

Com̄and Thomas Bennitt Carpenter th^{t} Justly &c he keepe with Samuell Reape of Brittans bay in th^{e} County of S^{t} Maryes Boatewright th^{e} Coven^{t} &^{c} (vizt) of a plantacōn howses Garden & Orchard Scituated & being upon Bennitts creeke in Brittons bay in th^{e} County of S^{t} Maries afores^{d} form̄ly in th^{e} possession of William Young Conteyning fifty acres or thereabouts in measure Charles Calvert

And the Agreement is such that the said Thomas Bennitt have acknowledged the abovesaid land with the appurtennces to be the Right of the said Samuell Reape as those which the said Samuell hath of the [p. 405] Guift of the said Thomas Bennitt, And the same he hath remised and Quittclaime from him & his heires to the aforesaid Samuell Reape

Liber FF his heires and assignes for ever And further the said Thomas Bennitt have granted for him and his heirs That he will warrant to the aforesaid Samuell Reape and to his heirs or assignes the aforesaid Fifty acres of land with the appurtenances against him the said Thomas Bennitt and the heires of the said Thomas Bennitt for eũ And for this Remise Release and Quitt Claime the said Samuell Reape hath given to the said Thomas Bennitt the Sum̃e of Eight thowsand pounds of tobacco and caske as wittnes my hand and Seale this sixteenth day of October One thowsand six hundred sixty & sixe

Wittnes John Smith Thomas Bennitt
Leonard Jones (Seale)

The afores^{d} written Fynall Concord wth th^{e} premisses therein conteyned was on th^{e} Seaventeenth day of October Anno One thousand six hundred sixty & sixe in open Court by the within written Thomas Bennitt acknowledged to be the Right of Peter Mills and his heires forever and not to the within Samuell Reape nor his heires

Daniel Jenifer Cler̃.

[p. 406] Command Thomas ward of the County of S^{t} Maries planter that Justly &c he Keepes Covenant &c with William Marlow of the same County planter of fifty acres of land more or lesse called Willsons Plantac̃on lying and being in the County afores^{d} beginning at th^{e} North bound tree of Francis Martin deceased soe running Northerly along th^{e} swampe to a marked oke with a line drawne Southwest to a marked Chesnutt standing on the South west branch called Wilsons branch & running downe the said branch to a marked oke standing upon th^{e} mayne branch of S^{t} Jeroms creeke together with all & singuler the howses Edifices buildings yards Gardens Orchards and all other the appurteñnces to the same any wayes belonging or Apperteyning &c

And th^{e} Agreement is such That the said Thomas ward hath Acknowledged the aforesaid land with itts appurtenances to be the Right of him the sayd William Marlow as those which the said William hath of the Guift of the said Thomas Ward and the same he hath remised and quittclaimed from him and his heirs to the afores^{d} William Marlow and the heires Executors Administrato^{rs} or assignes of him the sayd William Marlow forever And further the said Thomas Ward hath granted for him his heires Executo^{rs} and Administrato^{rs} of the aforesaid that he will warrant to the aforesaid William and the heires of the aforesaid William Executo^{rs} and Administrators [p. 407] of the aforesaid William the aforesaid land together with all & singuler the Appurtennances as aforesaid against him the said Thomas Ward his heires Executo^{rs} Administrato^{rs} and assignes for ever And for this Recogic̃on remission Quitt Claime Fyne and concord the sayd William hath given to the sayd Thomas Ward One

Man Servant and his bill for One thowsand pounds of tobacco & caske Liber FF
to be paid the tenth of October next ensuing the Date hereof The said Servant to be Delivered at the Date hereof
Capte & Recogn̄ die Oct̄. 1666 apud St Maries coram me

Acknowledged in Open Court by the above written Thomas Ward on the Seaventeenth day of October Anno One thousand sixe hundred sixty sixe to the abovesaid Marloe and his heirs for ever
alsoe then acknowledged by the sd Wards wife in Open Court
Daniel Jenifer Clk̄

This day being the 19th of October 1666 Philip Caluert Esq Administrator of the Goods and Chattles of Capt Nicholas Gwyther late of St Jeromes in St Marys County in this Prouince of Maryland and desires all prsons that cann make any Claime to the Estate of the said deceased by Bill accompt or Otherwise that they would now put the same into Court to be Considered thereof Wherupon came seuerall prsons and made theire demands as followeth
Capt Samuell Tilghman by Daniel Jenifer his Attorney by Bill 2533℔ tob̄: of wch paid 421℔ tob̄: gross
Leiutennt Wm Smyth by Accompt 4492℔ tobacco.
Joell Blake by his Attorney Wm Smyth by Bill 538℔ tob̄:
Jeremy Witherill by his Attorney Fobee Roberts by bill 300℔ tob̄:
John Reynolds by Accompt the sum̄e of 760℔ tob̄:
Vincent Atcheson by accompt 2234℔ tob̄: and 6 pewter spoones
Edward West by accompt the sum̄e of 413℔ tob̄:
John Spruce by accompt 2030℔ tob̄: and 3 barrills of Corne agst which accompt the demandant allowes another accompt
Walter Waltersing by Accompt 285℔ tob̄: [p. 408]
Peter Mills by Bill the sum̄e of 1100℔ tobacco
John Lawson late sherriffe for Leauys 553℔ tob̄:
Dorothy Grubbs for seruice done remaines 590℔ tob̄:
Bryan Daley by Accompt sum̄e of 616℔ tob̄:

The aforesaid Administrator desires further day to Consider of the prmisses, untill all accompts and other demands to the said Estate be made and brought in

Comand William Smith That Justly &c he Keepe with Thomas Ingram of the County of Kent gent̄. the Covenant &c of Three hundred acres of land called Cox hill lying & being in Talbott County on the North side of Coptanck river next adjoyning to the land form̄ly laid out for Andrew Skinner called Clifton in the province of Maryland with the appurten̄nces

And the Agrement is such that the sd Wm Smith hath acknowledged the aforesaid land with the appurtenances (by vertue of a grant from the Lord Proprietary of the Province aforesaid being dated

Liber FF the Thirteenth day of Aug^{t} in the five and Thirtyeth yeare of the Dominion of Caecilius &c Annoꝫ Domini One thousand six hundred sixty and sixe and remayning upon Record in the said Province doth more att large appeare) to be the Right of the said Thomas Ingram as those w̃ch the said Thomas hath of the Guift of the said William his heirs Executors and Administrato^{rs} And the same he hath remised Quitt claymed from him his heir's Executors & Administrators and all and every person or persons whatsoever claiming any Right title or interest to the same by any manner of waies or Meanes whatsoeū [p. 409] to him th^{e} said Thomas Ingram his heires Executo^{rs} Administrato^{rs} and assignes for ever And further the said William Doe hereby grant for himselfe his heires executo^{rs} & Administ^{rs} that he will warrant to the said Thomas Ingram his heirs Executo^{rs} Administrato^{rs} and assignes the aforesaid parcell of land with the appurtennances thereunto belonging against all and every person or persons clayming any Right title or interest to th^{e} same And for this Recognīc̄on, remission Quitt claime Fyne & concord the said Thomas Ingram hath given to the aforesaid William Smith the full Quanty of Three thowsand pounds of tobacco & caske

Cap^{t} & Recognit̄ 18 Die Octo 1666 apud S^{t} Maries coram

Acknowledged in Open Court the seaventeenth day of October anno One Thousand Sixe hundred Sixty and sixe by the abovesayd William Smith to th^{e} said Thomas Ingram & his heirs for ever

Daniel Jenifer Cl̄k

S^{t} Maries County ss

Comand Tho: Beedell th^{t} Justly & without delay he hold th^{e} Peace wth Rob^{t} Page of S^{t} Maries County afores^{d} th^{e} Coven^{t} made betweene th^{m} of a p̄cell of land conteyning two hundred acres lying in S^{t} Maries County afores^{d} called th^{e} p̄ish Beedell begiñing at a m̄ked oke at th^{e} head of th^{e} maine branch of Herring creeke &c

[p. 410] And the concord is such (to witt) that th^{e} said Thomas have acknowledged the said parcell of land conteyning Two hundred acres with th^{e} appurtenances to be the Right of the said Robert as those the said Robert hath of the guift of the said Thomas And the said Thomas have remised & made quitt claime of the same from him th^{e} said Thomas and the heires of the said Thomas unto th^{e} said Thomas and his heires for ever And further the said Thomas have granted for himselfe and the heirs of the said Thomas the said parcell of land with the appurtenance to him the said Robert and his heires to warrant and defend for ever ag^{t} all men whatsoever And for this Acknowledgm^{t} Remise Quite claime warranty Fyne and concord the said Robert hath given to the said Thomas the sum̄e of Two thowsand eight hundred pounds of tobacco

The aboves^{d} Finall Concord with the premisses therein conteyned Liber FF was on the eighteenth day of October One thowsand six hundred sixty and sixe in open Court by the aboves^{d} Thomas Beedell acknowledged to be the Right of the within named Robert Page and his heirs forever Daniel Jenifer Clk̄

This Indenture made th^{e} Eighteenth day of July in th^{e} yeare of our Lord God one thowsand six hundred & sixty Betweene John Langford of th^{e} parish of S^{t} Clements Danes in the County of Middlesex gent̄ on th^{e} one part, And Richard Wells of Ann Arrundell County in the province of Maryland in America Chirurgeon of the other p̄te wittnesseth that the said John Langford for & in considerac̄on of the sum̄e of Fifty pounds of lawfull English money to him in hand payd before th^{e} ensealing & delivery of theis presents whereof he doth hereby acknowledge th^{e} Receipt & thereof & of every part & parcell thereof Doth cleerly acquitt exonerate & discharge the s^{d} [p. 411] Richard Wells Hath granted bargayned & sold, And by theis p̄nts Doth grant bargaine & sell unto th^{e} s^{d} Richard wells All th^{t} p̄cell or Necke of land Scituate lying & being in th^{t} Tract of land com̄only called or Knowne by the name of the Easterne shore in th^{e} said Province of Maryland abutting upon Chester river & bounded on the one side with a creeke called Langfords bay & on th^{e} other side with another creeke called Grayes Inn creeke commonly called & knowne by the name of Langfords Neck conteyning in Quantity Fifteene hundred acres be it more or lesse Together with all priviledges Immunityes & Advantages thereunto belonging or in any wise apperteyning in as full & ample manner to all intents & purposes as was formerly granted unto th^{e} said John Langford by Patent from th^{e} Right hono^{ble} Caecill Lord Baltemore Lord and Proprietary of the said Province together with th^{e} said Patent thereof To have and to hold th^{e} s^{d} Fifteene hundred acres of land called Langfords Necke with all & eũy itts appurteñnces before in & by theis presents bargained & sold or menc̄oned & intended to be by theis presents bargayned & sold & every part & parcell thereof unto th^{e} said Richard Wells his heires & assignes to the Only proper use & behoofe of him th^{e} said Richard Wells his heires & assignes forever under the Rents & services reserved in & by the said Patent due to th^{e} said Lord Proprietary & his heires for th^{e} same And th^{e} s^{d} John Langford for himselfe his heires executors & assignes Doth Covenant & Grant to & with th^{e} s^{d} Richard Wells his heirs and assignes That th^{e} s^{d} John Langford for and Notwithstanding any act done by him to th^{e} Contrary at th^{e} time of th ensealing & deliuery of theis presents is & standeth lawfully & Rightfully seized in his Demesne as of Fee simple in his owne right & to his owne Right use without any condic̄on or Limitac̄on or other use or trust to alter change & determine th^{e} [p. 412] same Estate of & in the said Fifteene hundred acres of land called

Liber FF Langfords Necke & other th^{e} premisses before mencõned to be hereby granted bargained and Sold And th^{t} th^{e} s^{d} lands & premisses above mencõned & every part & parcell thereof with the appurtenances shall from henceforth for ever Remayne & continue unto th^{e} said Richard Wells his heires and assignes freely and cleerly acquitted Exonerated and Discharged of & from all former bargaines charges Sales Guifts grants Dowers Joyntures, Leases, Rent Charges Rents sect Arrearages of Rents Annuityes uses intayles Statutes Merchant and of the staple Judgm^{ts} Forfeitures execucõns intrusions and incumbrances whatsoever & of and from all other charges Titles troubles & incumbrances whatsoever had made comitted or wittingly or willingly suffered or Done by the said John Langford or by any other person or persons whatsoever lawfully claiming or to claime by from or under him the s^{d} John Langford or by his Meanes assent privity or procurem^{t} the rents & services due to th^{e} said Lord Proprietary and his heires for th^{e} same and reserved in and by the said patent as aforesaid only excepted & foreprized And further th^{t} he th^{e} said John Langford his heires & assignes shall & will att any tyme & tymes hereafter within th^{e} space of Five years next ensueing the date of theis presents upon th^{e} Reasonable request & att th^{e} cost & charges in the law of the said Richard Wells his heires or assignes make suffer doe acknowledge and execute or cause to be made Done acknowledged suffered & executed all & every such further lawfull & reasonable act & Acts thing & things Device & Devices Conveyance & assureances in the law whatsoeũ for th^{e} more perfect & better assuring & sure makeing of th^{e} premisses before Mencõned to be hereby bargained and sold & of [p. 413] every part & parcell thereof unto the said Richard wells his heirs & assignes for ever be itt by Fyne or Fynes Feoffm^{t} or Feoffm^{ts} Recovery or Recoveryes with single or Double voucher or vouchers Deed or Deeds Enrolled or not inrolled the inrollm^{t} of theis presents Release Confirmacõn with warranty of the said John Langford & his heires onely ag^{t} him th^{e} s^{d} John Langford & his heires or other wise without warranty or by all every or any of th^{e} said waies or meanes which by the said Richard Wells his heires or assigns or by his or their Councell learned in th^{e} law shall be reasonably Devised advised or required soe as the same Doe not Conteyne or extend unto any further warranty then against him the s^{d} John Langford his heires executors or assignes or against any further Act or Acts as aforesaid And soe as neither he nor they that make such further assureance be compelled to travell further then the Citties of London and westminster for the Doeing makeing or Executeing such further assureances or conveyances as aforesaid And lastly itt is agreed by and betweene th^{e} s^{d} parties to theis presents that all and every the said further assureances and Conveyances soe as aforesaid hereafter to be had or made of the premisses shall bee and shall be Esteemed and taken to be to the only use of him the said Richard Wells his heires and assignes forever and to noe other use intent or purpose Liber FF whatsoever any thing in theis p̄nts conteyned to the Contrary hereof in anywise notwithstanding In wittnes whereof the partyes first above named have to theis present Indentures interchangebly put their hands and seales the Day and yeare first above written

Jo: Langforde (seale)

Sealed and delivered by the within named John Langford in th^{e} [p. 414] presence of us

Richard Preston
Tho: Carye
Cecill Langford

This Indenture made th^{e} Eighteenth day of July in th^{e} five and Thirtyeth yeare of the Dominion of the R^{t} Hono^{ble} Caecilius Absolute Lord & Prop^{ry} of the Province of Maryland Lord Baron of Baltemore & in the yeare of our Lord God One thousand six hundred Sixty and sixe Betweene John Burridge of Ann Arrundell County wthin the s^{d} Province planter of the one parte & William Burges of th^{e} s^{d} County of Ann Arrundell gent of the other parte wittnesseth th^{t} whereas the s^{d} Lord Baltemore by his Deed of Grant under his greate Seale used in the said Province for granting of lands there bearing date att S^{t} Maries the Seaventeenth day of January in th^{e} two & thirtyeth yeare of his lo^{ps} Dominion oū the s^{d} province A^{o}ꝙ Domini One thowsand six hundred fifty & eight Did for th^{e} considerac̄ons therein menc̄oned Grant unto John Boague of Patuxent Planter by the name of John Boague All th^{t} parcell of land called Boagely lying on th^{e} East side of a river running out of the Easterne bay called Chester River & on th^{e} South side of a creeke in the said river called Coursica creeke beginning att a marked oke standing on th^{e} East side of a branch called Boagues next to th^{e} land lately laid out for Robert Mackline running East North East up the creeke for bredth one hundred seaventy five p̄ches to a m̃ked oke by a pond side next to th^{e} creeke bounding on th^{e} East by a line drawne South from the said oke for length Three hundred & twenty perches on th^{e} Sowth by a line drawne west sowth west from the End of th^{e} south line One hundred seaventy five perches untill itt intersect a paralell drawne [p. 415] from Boages branch on the west with th^{e} s^{d} branch & paralell on th^{e} south with the said creeke conteyning & then Laid out for Three hundred & fifty acres To have & to hold th^{e} same unto him th^{e} said John Boague his heires & assignes for ever und^{r} such rents Covenants Limitac̄ons & excepc̄ons as in & by the said Deed of grant relac̄on being thereunto had more att Large itt doth & may appeare All w^{ch} s^{d} lands before menc̄oned by seūall meane assigm^{ts} are since come unto th^{e} said Burridge Now this Indenture wittnesseth That the said John Burridge for & in considerac̄on of Six Thousand pounds of tobacco to him in hand p^{d} by the s^{d} William Burges before the Ensealing & deliūy hereof whereof and wherewth th^{e} s^{d} John

Liber FF Burridge Doth acknowledge himselfe to be fully and wholy satisfyed and paid And Doth of & for every part & parcell thereof acquitt & Discharge the said William Burges his heires Executo^rs^ Adm^rs^ & assignes by theis presents Hath granted bargayned Sold Aliened Enfeoffed & confirmed & by theis presents doth fully clearly & absolutely grant bargaine Sell alien Enfeoffe & confirme to th^e^ said William Burges his heires & assignes All th^e^ s^d^ Three hund^d^ & fifty acres of land & premisses above menconed together with th^e^ Edifices & buildings whatsoeu̅ to th^e^ same belonging or in any wise apperteyning & now in th^e^ tenure or occupacon of the s^d^ William Burges his assignee or assignes And th^e^ Reu̅con & reu̅cons Remaynder & remaynders of all & singuler the s^d^ before granted Aliened Enfeoffed and confirmed premisses or hereby ment menconed or intended to be hereby granted Aliened enfeoffed & confirmed & alsoe all th^e^ Estate Right title interest clayme & demand whatsoeu̅ of him th^e^ s^d^ John Burridge of in & to th^e^ same & of in & to every parte & parcell thereof And alsoe all Woods underwoods & trees now growing standing or being upon th^e^ same premisses or any parte or parcell thereof together with th^e^ said before recited Deed of grant To have and to hold th^e^ said Three hundred and fifty acres of land & all & singuler th^e^ premisses before by theis presents menc̄oned or intended to be granted with all & singuler th^e^ Appurtenances to th^e^ s^d^ William Burges his heires [p. 416] & assignes foreu̅ To th^e^ only use & behoofe of the said william Burges his heires & assignes for ever And the said John Burridge doth for himselfe his heires Executors & adm^rs^ hereby Covenant & grant to & with the s^d^ William Burges his heires & assignes & every of them by theis presents in Manner & forme following That is to say that he th^e^ s^d^ John Burridg for & notwithstanding any act or thing by him or by his meanes Consent privity or procurem^t^ had made Comitted or done or Wittingly or Willfully suffered to the contrary & att the tyme of the Ensealing & delivery hereof standeth & is Solely onely & Rightfully seized & untill th^e^ Estate hereby to be granted shall be sufficiently past & vested & settled in th^e^ s^d^ William Burges his heires & assignes shall soe Remayne Seized of all th^e^ premisses of a good Absolute & p̄fect Estate in Fee simple to him & his heires for ever in his owne Right & to his owne use without any mañer of condic̄on or Proviso right title or Limitac̄on of use w^ch^ may hereafter Destroy or evict the same other then such condic̄on or Proviso as is menc̄oned in the said Recited Deed of grant And th^t^ the said John Burridge Notw^th^standing any such Act or thing as afores^d^ hath good Right full power & lawfull authority in his owne Right to grant Convey & assure th^e^ s^d^ premisses & every part & parcell thereof unto the said William Burges his heirs and assignes in manner afores^d^ according to th^e^ true meaning hereof And alsoe that th^e^ s^d^ William Burges his heirs & assignes & every of them shall & may att all tymes & from time to tyme dureing th^e^ Estate hereby made & granted

peaceably & quietly have hold use & injoy all & sinḡler th^{e} s^{d} granted Liber FF
premisses with th^{e} appurtenances according to th^{e} true meaning hereof without any lett sute trouble or charge whatsoeū of or by th^{e} s^{d} John Burridge his heires or assignes or any of them or any other person or persons whatsoever lawfully haveing or clayming to have any Estate interest or thing of into or out of th^{e} s^{d} granted premisses or any p̄te thereof by from or under th^{e} s^{d} John Burridge or by his meanes privity consent or procurem^{t} And th^{t} th^{e} s^{d} granted premisses & every part thereof now are & be & soe during th^{e} Estate hereby made & passed shall & may according to th^{e} true intent & meaning hereof remayne continue & be to th^{e} s^{d} William Burges his heires [p. 417]
& assignes fully freely & cleerly accquitted freed & discharged or upon request made to th^{e} s^{d} John Burridge his heires & assignes in that behalfe well and sufficiently & att his & their owne costs & charges shall be Saved & Kept harmlesse by him th^{e} s^{d} John Burridge his heires & assignes of & from all former & other bargaynes Sales Leases guifts grants estates Rents & of & from all Joyntures Dowers Statutes Recognizances Judgm^{ts} execuc̄ons Forfeitures Seizsures issues extents & all other charges titles trouble incumbrances & dem̄ds whatsoeū had made comitted accknowledged or done or to be had made comitted acknowledged or done by the s^{d} John Burridge his heires or assignes or any other person or persons lawfully clayming from by or under him them or any of them or by his their or any of their meanes title or procurem^{t} the rent & services from henceforth to grow due & payable to th^{e} cheife Lord or Lords of th^{e} Fee or Fees thereof only excepted & foreprized And th^{e} s^{d} said John Burridge Doth further Covenant & grant for himselfe his heirs executo^{rs} Adm^{rs} & assignes to & with the said W^{m} Burges his heires & assignes & every of them by theis p̄nts that he th^{e} s^{d} John Burridge & his heires & all & every other person & p̄sons any Estate Right Title or Demand haveing or lawfully clayming or w^{ch} any thing shall have or Lawfully may claime into or out of th^{e} premisses before menc̄oned to be granted or any part or p̄cell thereof by from or under th^{e} said John Burridge shall & will from tyme to tyme & att all tymes hereafter dureing th^{e} space of Seaven yeares now next following after th^{e} date hereof at th^{e} reasonable request costs & charges in th^{e} Lawe of th^{e} s^{d} William Burges his heires & assignes Doe make acknowledge execute and suffer & cause & procure to be made acknowledged executed & suffered all & eūy such further & other lawfull & reasonable act & Acts assureance & assureances in th^{e} Law whatsoeū for th^{e} further & better assureance surety & sure makeing & conveying of all th^{e} s^{d} granted premisses wth Thappurteñnces or any part thereof unto him th^{e} s^{d} William Burges his heires & assignes according to th^{e} true meaning hereof Bee itt by Fine Feoffm^{t} Recoūy or otherwise as by th^{e} s^{d} William Burges his heirs or assignes or his or their Councell learned in th^{e} Law in that behalfe shall be reasonably Devised [p. 418]

Liber FF or Advised And itt is mutually agreed and Concluded by and betweene th^e^ parties to theis presents That all & eũy such further assureance to be made as afores^d^ of the s^d^ granted premisses or any part thereof is ment intended to be & shall be to th^e^ only use and behoofe of the s^d^ William Burges his heires & assignes foreũ & to noe other use intent or purpose whatsoeũ In wittnes whereof th^e^ p̄ties first above named to theis p̄nts have interchangably sett their hands & seales th^e^ Day & yeare first above written John Burridg

Sealed & deliũed (Seale)
in th^e^ p̄nce of
Samuell Chew
Thomas Tayller

Memorand^m^ th^t^ full & peaceable possession & Seizin of all & singuler th^e^ Lands Teñem^ts^ & other th^e^ premisses within granted was Deliũed by th^e^ w^th^in named John Burridge to th^e^ w^th^in named William Burges accordging to th^e^ forme & Effect of the s^d^ Deed within written the Fifth day of December Anno Domini One thowsand sixe hundred sixty and sixe John Burridg

Test Thomas Tailler
Maren Duvall

Know all men by theis presents That I Jacob Backer of New-yorke [p. 419] have assigned Ordayned constituted & made & in my stead & place by theis presents put and constitute my Trusty & well beloved Couzin Petrus Bayard of New-yorke hatter to be my true and lawfull Attorney for me in my name & to my use to aske Sue for Levy require recover & receive from all & every person & persons in Virg^a^ & Maryland all & every such Debts, Rents & Summs of money as are now due unto me or w^ch^ hereafter shall be due oweing belonging or apperteyning unto me either itt be by bond, Bill, Booke, or accompt, or any manner of Waies or mean's whatsoever, As also together with & besides M^r^ Robert Slye of Maryland for mee & in my name to Bargaine Sell Convey & Transport certeyne my Plantac̄on & appurteñances lying and being in Maryland afores^d^ to such person & p̄sons and for such Sum̄e & Sum̄es of money as by my s^d^ Attorny shall be thought Requisite to my most benifitt & advantage & th^e^ Deed & Deeds of th^e^ same Grant, bargaine & Sale to be made for me & in my name to Seale & as my owne proper Deed to deliver unto th^e^ p̄ties to whome th^e^ same shall be soe made, Giving & by theis p̄nts granting to my s^d^ Attornyes full power & lawfull authority touching & concerning th^e^ premisses & upon th^e^ Receipt of any of th^e^ afores^d^ Debts & summs of mony, accquittances or other discharges for me & my name to make Seale and Deliuer and all other act and acts thing and things Devices & Devise in the law whatsoever needfull & necessary to be done in or about the premisses for the Recovering of any such debts Rents and Summs of mony as aforesaid, for me and in Liber FF my name to doe Execute and performe, as fully largly, and Amptly, in every respect and to all intents and purposes, as I myselfe might or could doe if I were personally present ratifying allowing and holding firme and stable all and whatsoever my said Attorneys shall lawfully doe or cause to be done in or about the Execucõn of the Premisses, by vertue of theis presents In wittnes whereof I have [p. 420] hereunto sett my hand and Seale in New-yorke or the Isle Manhatans in America this Sixth of August anno One thowsand sixe hundred sixty and Sixe Jacob Backer (seale)

Signed sealed & deliũd
in the presence of
Augustine Herrman
Isaack Bedloe

Attested by me
N Bayard Sec̄tary

John Goldsmyth demands Execucõn agt George Reynolds which issued in these words following

Caecilius Absolute Lord & Proprietary of the Prouince of Maryland &c To the sherriffe of St Marys County Greeting, Wee Com̃and yow that yow take into Execucõn the Body of George Reynolds of Newtowne in yor said County gent and him in yor Custody keepe untill hee shall haue fully sattisfyed and paid unto John Goldsmyth of the said County plantr the sum̃e of fifteene hundred pounds of tobacco and Caske and fiue pounds of sugar being a debt recouered of the said Reynolds by the said Goldsmyth att Or Prouinall Court held the 18th day of Octobr last past wth seauen hundred and Eighty pounds of tobacco more then Ordered by the Justices of our said Court for Cost allowed the said Goldsmyth allsoe One hundred Eighty Eighte pounds of tobacco for Judiciall Charges expended by the said Goldsmyth in the said suite to the Cler̃ of Our said Court which said Charges wth the abouesaid Cost and principle debt amounts in the whole to the sum̃e of Two Thowsand Fowre hundred sixty Eighte pounds of tobacco and Caske and fiue pounds of sugar to be deliuered to the abouesaid John Goldsmyth or his Ordr, Dated from or Office at St Marys this 5th day of January in the 35th yeare of Or Dominion annoqꝫ Domini 1666 Wittnes Our deare sonn Charles Caluert Esqꝫ Our Leiutennt Generall and Cheife Justice of Or said Prouince of Maryland Signed Charles Caluert

January 11th [p. 421]

Then Lycence was granted by the Leiutennt Generall to Nicholas Emerson of Charles County to keepe an Inn or Ordinary in the howse hee liueth in for the space of One whole yeare from the abouesaid date thereof Mutatis Mutandis to Philip Land in lib̄: Se fo: 12 anno 1658

Liber FF The said Emerson Entred into Bond of Two Thowsand pounds of tobacco to the Lord Proprietary to keep good Orders in his said howse during the said time &c: The same wth Philip Lands Recognizance Mutatis Mutandis in ditto lib: et fo: ut supra

January 14th
Edward West of St Marys County Taylor came this day and desires the marke of his Cattle may be recorded which is as followeth Cropt in the right Eare, Ouerkeel'd halfe way from the head of the left eare

January 19th 1666
Demetrius Cartwright demds writt of Execuc̄on agt the Body of Thomas Bodell Administrator of Stephen Clifton decd untill he shall sattisfye and pay the said Cartwright the sum̄e of Nine hundred & Thirety pounds of tobacco and Caske being for Cost of suite allowed att the Prouinall Court held the 6th Aprill 1666

Warrt to sher̄. of Caluert County to take into Execuc̄on the Body of the said Bodell and him safely keepe untill he sattisfye the same

[p. 422] The Prouinall Court of the Rigt Honble Caecilius Absolute Lord and Proprietary of the Prouince of Maryland houlden att St Maries before the Justices of the said Court the 12th day of February in the 35th yeare of his lōps Dominion Annoqꝫ Domini 1666

Prsent Charles Caluert Esqꝫ Gouernor
Philip Caluert Esqꝫ Chancellor
Jerome White
Coll: Wm Euans
Tho: Truman
Esqrs Justices

After Proclamac̄on made and Court sett The Respectiue sherriffes of each County was called for theire Returnes &c
The sherriffes not hauing made any Returnes being not yet come to Court by reason of the fowleness of Weather, The Justices doth therefore adjourne the Court untill tomorrow morning

February the 13th all mett as yesterday

Thomas Nottley and Richard Boughton gent was then sworne two Attorneys for this Court

Thomas Ringgold plaintiffe
Tho: Hinson & Henry Parker defendts
Caluert & morecroft p̄ quer̄
Jenifer p̄ deft

in this Cause it was Ordered last Court that the lands now in dispute betweene the pl̄t and defts should be surueyed by a deputed surueyr and a Jury of 12 men of the Neighbour-

hood to be then p^{r}sent to informe the suruey^{r} the Naturall bounds of Liber FF
each pattent &^{c}: that the saide suruey^{r} may make report thereof to this Court, &^{c}:

The Plaintiffe alleadgeth that the said Jury was Chosen and he not p^{r}sent to make his exceptions or Challenge, and further that Philemon Loyd gen^{t} the foreman of the said Jury was incapable of being a Jury man hee being und^{r} age, whereupon the pl̄t would not deliuer or produce his pattent for the suruey^{r} or Jury to take a ueiw thereof according to the last ord^{r} of this Court which hath deterr'd the Execuc̄on thereof

Wherefore the Court hath againe Ordered that this Cause be respited till next Prouin^{all} Court, and that a Jury be then impannell'd and appointed to ueiw all papers pattents and Records relateing to the difference now in hand, and to returne theire Verdict thereon that a period may be put to all disputes and Scruples made in the [p. 423]
bounds or laying out of each parcell of land according to the same that is sett downe and exprest in each pattent

W^{m} Wheeler being bound by Recognizance in tenn pounds Sterling last Court to prosecute Thomas Lewis upon suspition of theft att this Prouin^{all} Court, which said Wheeler made not his appearance accordingly, Ordered his said Recognizance of Tenn pounds sterling be forfeited to the L^{d} Proprietary

Cap^{t} W^{m} Burges plaintiffe } This Cause respited from last Prouin^{all}
Ann Couill the Guardian of } Court, the sherriffe of Ann Arrundell
John Couill defendant } County not hauing a due returne of
Jenifer p̄ quer̄ the sum̄ons made by which writt she or the said John Couill was to appeare, which sum̄ons he now returnes endorced on the back side thereof thus

By uertue of this writt I haue sum̄oned Ann Couill the Guardian of John Couill wthin written to appeare att the day and place wthin Conteyned upon the sixth day of July 1666

p̄ mee Tho: Stockett high sherriffe
of Ann Arrundell

Whereupon the said Ann Couill was called, who appeared not, neither by herselfe nor her Attorney to defend the Complaint of the said William Burgess Whereupon it is Ordred by the Justices that Judgm^{t} pass ag^{t} the defend^{t} by Nihil dicit, and that the said Cap^{t} W^{m} Burges haue hold Occupy and Enjoy the said Fowre hundred acres of land to the onely Use and behoofe of him the said W^{m} Burgess & his heires for Euer wthout any further lett hinderance or molestac̄on from the said Ann Couill Guardian to John Couill or any other p^{r}son or p^{r}sons w^{t}soeuer, and further Ordered that the Pattent entred on Record soe surreptitiously Obtained by the said

Liber FF Ann Couill and in the name of Jn° Couill for the said quantity of Fowre hundred acres be made uoid on Record, as allsoe the Certifficate of the said land returned in the name of the said Jn° Couill to be allsoe made uoid and Null on record and to be of noe force nor Effect to the said John Couill nor Ann his Guardian nor any propriety or Claime in or to the sd land expressed or Contained in the said Pattent and Certifficate, to be made by the said John or Ann his Guardian, But that the said wm Burges haue forthwth a grant of the said land to issue undr the greate seale of the Prouince according to the meets and bounds surueyed and sett forth to the said wm Burges as by Certifficate thereof allready returned into the secretaries Office

[p. 424] Ordered the Commrs of Charles County doe att the next Prouinall Court Certifye the dam̄age & losse that Garrett Sennett and Ralph wormely did receiue in the march up PasCattaway

Thomas Taylor
Petionr:

Complaines agt Thomas sprigg for false imprisonmt the ptr lying now undr Execuc̄on at the said spriggs suite

Ordered that Thomas sprigg doe make his prsonall appearance at the next Prouinall Court held the 9th day of Aprill next ensueing, then & there to maintaine and make good his said Execuc̄on by which the petr is imprisoned otherwise the said Taylor to haue his enlargemt, further Ordered that a sum̄ons issue directed to the sherriffe of Caluert County to sum̄ons the said sprigg that he makes his appearance to answere the prmisses

Wm Moffett pl̄t
Tho: Paggett defendt
Jenifer p̄ quer̄
Rozer p̄ deft

The defendt Appealed from the County Court of Caluert to this Prouinall Court as by a Coppy of the said Proceedings undr the Clerks hand of that County doth more at large appeare—To which appeale the defendt saith, that the Jury ought not to haue giuen uerdict by reason he Appealed to the Prouinall Court before the Jury went out and this hee enters for his Plea—The pl̄t denys that; it appearing otherwise by the Coppy of Records sent from that Court

Ordered the said Paggett doe sattisfye to the pl̄t double dam̄ages and Cost according to the Ordr of that County Court

Court adjournd till the afternoon

all mett as in the forenoone

John Hunt Compl̄t
John Barnes Fra: Bellows
and Henry Parker deft
Morecroft p̄ quer̄
Jenifer p̄ defendts

This Cause respited from the last Prouinall Court, a Dedimus Potestatin then Ordred to issue and directed to Rich: woollman and Wm Coursey gent to take the Answers of the defts to the Complain^{ts} Bill of Complaint and to returne the same to this Prouin^{all} Court which being not done by each of the defend^{ts} Liber FF

Ordred an Attachm^{t} issue to the sherriffe of Talbott County ag^{t} the said John Barnes Francis Bellows and Henry Parker to make theire and euery of theire p^{r}sonall appearance at the next Prouin^{all} Court to set forth upon Oath theire Answers to the said Bill of Complaint

John Abington Complain^{t} } This Cause depending in Chancery last [p. 425]
Tho: Paggett defendant } Prouin^{all} Co^{rt} was at the instance of both
Morecroft p̄ quer̄ } partys by theire Attorneys referr'd to M^{r}
Jenifer p̄ defendant } Thomas Nottley—Wherupon the Court
now desires M^{r} Nottley to deliuer in his report, which he doth in writeing and is as followeth

I doe hereby Certifye to the R^{t} Hon^{ble} the Cheife Justice of this Prouince and to the Rest of the Hon^{ble} Justices of the Prouin^{all} Court, That John Abington and Thomas Paggett hath not to this day brought mee any Copies from the Records of the said Court whereby I Could make any report in a Cause depending between the said Abington as Complainant and the said Paggett as defend^{t} in Chancery as wittnes my hand 13th day of February 1666

Thomas Nottley

Whereupon the Court proceeds according to Equity and Ordereth that the defend^{t} doe sett forth upon Oath to his answere deliuered the precedent Court to the Compl̄t^{s} Bill, The which hee doth now in open Court

The Complain^{t} now declares onely for a letter of Attorney from the defend^{t} whereby he may be impowred to receiue sue for and recouer the tobacco specifyed in the seuerall bills deliuered by the def^{t} to the s^{d} Compl̄t.

The defend^{t} denys he is bound to giue power to recouer the said debts, being absolutely discharg'd and acquitted from the same

The major Vote of the Board is that the defend^{t} ought in Equity and may be Compell'd to giue the Compl̄t full power to sue for recouer and receiue the sūmes of tobacco expressed and mencōned in the said seuerall Bills soe deliuered the Compl̄t by the said defendant

Further Ordered it be soe Entred for the Judgm^{t} of the Court

William Smyth plaintiffe } The pl̄t not hauing his wittnesses ready
John Beale et ux defend^{t} } desires time till tomorrow morning—The
Morecroft p̄ quer̄ } Court would not giue further time nor noe
appearance made by the defend^{t} nor entred by theire Attorney that the Cause is dismist

W^{m} Smyth pl̄t } Noe appearance made ut supra therefore the
ditto Beale et ux def^{t} } Court allsoe dismist the Cause—The pl̄t allsoe
Morecroft p̄ quer̄ } wanting his wittnesses herein

Liber FF [p. 426]

William Smyth pl̄t Peter Jones deft	Noe returne made by the sherriffe

Mathias De Costa Compl̄t Peter Mounson defendt	noe returne made nor any prson appearing to testifye the supoena was deliuered the deft

John Blomfeild Complaint John Woodbery defendt Jenifer p̄ quer̄ Caluert & Nottley p̄ defendant	The defendt put's in his answere Time giuing till tomorrow morning for the Compl̄t to put in his excepc̄ons or replicac̄on to the said Answere

Vincent Atcheson Attorney of Compton Gwyther pl̄t Thomas Paine defendt Morecroft p̄ quer̄ Rozer p̄ deft	The deft enters his plea uizt Thomas Paine the deft in ouer throwe of the pl̄ts declarac̄on Attorney to Compton Gwyther saith That the tobacco was allwayes Ready and is now ready and this hee entreth for his Plea Benja Rozer

The pl̄t for replicac̄on saith that the defendt was to pay the said Three Thowsand pounds of tobacco was due to be paid on the tenth day of Decembr last, and that he neuer had any Notice of any tender made by the deft att the day appointed or att any time since and of this hee Craues the Judgmt of the Court Jno Morecroft p̄ quer̄

The defendt not prouing any tender made as is alleadged in the pl̄ts replicac̄on, Therefore Ordered the defendt Thomas Paine doe sattisfye to the pl̄t: The said Three Thowsand pounds of tobacco and Caske wth Cost of suite

William Smyth plaintiffe Jacob Michaelson defendt	sheriffe returnes A non est Inuentus

William Smyth pl̄t Edwd Fuller defendt	sherriffe returnes, ut supra

Andrew Basha pl̄t Thomas Paine deft	This Cause dismist

Wm moffett the Attorney of Richd Allen hauing Attachmt agt the Estate of James Jolly for 17720 pounds of tob̄: upon Bill desires to proue the said Bill which was done in Court by the oaths of Hugh Stanley & Andw Cooke wittnesses to the said Bill

Benjamin Hammond prayes the Court to Order him accomodac̄ons att some place or other hee being quite destitute of howseing or sustenance Liber FF [p. 427]

Ordred That Benjamin Hammond haue Accomodac̄ons att Robt Perrys howse and that the said Perry doe take Care to finde & prouide him wth all necessary accomodac̄ons as meate drinke lodging Washing and Cloathing during his stay or abode in his the said Perrys howse

Francis Swinfen pl̄t
Tho: Paggett defendt
Morecroft p̄ quer̄
Jenifer p̄ defendt

The pl̄t sues the deft in an acc̄on of tresspass and Ejectment—The defendt saith noething in barre of the Acc̄on, Therefore Ordered Judgmt by Nihil dicit pass agt the defendt and that the pl̄t be restored to his former Estate of the sd land

John Blomfeild pl̄t as Attorney of Jeremy Egginton and Compa
John Boules & Margery his wife Admx of wm Batten deft

The pl̄t sues the defendt in a plea of debt The defendt puts him to proue his letter of Attorney from Jeremy Egginton Time

Jenifer p̄ quer̄
Nottley p̄ defendt

giuen the pl̄t till next Prouinall Court to proue the power whereby he sues the defendt

The Justices adjournes the Court untill tomorrow morning

February the 14th all mett as yesterday except the Leiutennt Generall

The sherriffe of Caluert County returnes the names of the Grand Jury warned out of that County who were called and appeared to theire names as followeth

Foreman Christopher Rowsby
Sampson Waring
Tho: Sterling
John Thraster
Wm Ireland
Francis Hutchins
James Humes
Tho: Billingsley

Wm Kent
John Russell
Marke Clare
Cuthbert Fenwick
John Brooke
Richard Attkins
Wm Meeres
John Neuill

The Grand Jury being sworne were all Commanded to attend the Court

John Tapper John Edds Henry Hollis and Mary Gardner was sworne to giue Euidence to the said Grand Inquest upon an Indictmt deliuered in Court by the Attorney Generll agt Christopher Andrews which Indictmt is as followeth

Let it be Enquired for the Rigt Honble the Lord Proprietary whether that Christopr Andrews late of Petuxent in Caluert County Laborer the first day of Nouembr in the 35th yeare of the Dominion of Caecilius &c: by Force & Armes in and upon John Edes serut of [p. 428]

Liber FF Jno Grammer of the Schoolehowse upon the Island Creeke in Petuxent riuer in Caluert County aforesaid att the Schoole howse aforesaid did make an Assault and an Affray, & him did beat and euill entreate and from off the feet of him the said Jno Edes did by force of Armes One paire of shooes of the uallue of three shillings take, and other enormityes to him did then and there doe to the greate dam̄age of him the said John Edes, & Contrary to the peace of the said Lord Proprietary his rule and dignitye

James Cullum Andrew Cooke Wm Morgan Benjamin Gloster Wm Gray John Walton & John Tucker was sworne to giue Euidence to the said Grand Inquest, upon an Indictmt deliuered in Court by the Attorney Generall agt Henry Mitchell wch Indictmt is as followeth

Let it be enquired for the Rigt Honble the Lord Propr whether that Henry Mitchell of the Clifts in Caluert County plantr the 6th day of May in the 35th yeare of the Dominion of Caecilius &c: by force and Armes in and upon James Cullum of the Clifts aforesaid in the County aforesaid at the said Clifts did make an Assault and an Affray and him did beate wound and euill entreate and him the said James did then and there tye to a tree and him did whip and blood of him the said James did draw till hee the said James would make promise to him the said Henry to giue him two Cowes to be released soe that of his life he was dispaired, and Other enormities to him then and there did doe to the great dam̄age of the said James and Contrary to the peace of the said Ld Propr his Rule and Dignity

[p. 429] The Grand Jury Endorc't on the first bill being against Christopher Andrewes—Ignoramus

The Grand Jury endorct on the second bill being against Henry Mitchell—Billa Vera

And returnes the said two Bills into the Court

Ordred an Attachmt issue against Henry Mitchell for his appearance the next Prouinciall Court To answere the prmisses

William Smyth Plaintiffe
John Beale et ux defendts
Morecroft p̄ quer̄
Rozer p̄ defendt

The pl̄t by his Attorney prayes Judgment agt the defendt by Nihil dicit the deft makeing noe appearance nor giuing in theire plea when Called in Court yesterday, therefore desires a writt of enquiry of damages may issue which was allowed by the Board

John Blomfeild Complaint
John Woodbery defendt
Jenifer p̄ quer̄
Nottley p̄ defendt

The Complaint now puts in his exceptc̄ons to the defendts answere to the Complaints bill The defendt Craues time till 4 of the Clock to put in his answere to the Compl̄ts Exceptions, which was allowed

Thomas Gerrard pl̄t
Roger Birtch defendt
Jenifer p̄ quer̄
Boughton p̄ deft
The defendt pleads sattisfaccōn upon a bill due to the pl̄t, which hee desires time to proue untill the next Prouinall Court which was Granted by the Board Liber FF

Ordred that Jane Crisp late Criminall att this Court and Prisoner to the sherriffes of Talbott and St Marys Countys doe sattisfye Capt Nicholas young high sherriffe of St Marys County & Thom̄ Vaughan late sherriffe of Talbott County and Thomas Hinson now sherriffe of Talbott County for the time of her imprisonmt wth each respectiue sherriffe thirety pounds of tobacco p̄ diem according to Act of Assembly as allsoe all Charge due to the Ordinarys for Entertainmt or any other Charge that they cann lawfully alleadge to be expended or accrued by the said Crisps her imprisonmt, and that the same be sattisfyed according to Act of Assembly as aforesaid

Further Ordred that Thomas Vaughan be sattisfyed and paid according to Act of Assembly in such Cases prouided, for the imprisonmt of Francis Carpentr during the said imprisonmt in the time of the said Vaughans sheriffealty att 30lb tob̄: p̄ diem and what other Charge is due to him in or about the Comittmt of the said Carpenter, which the Commrs of Talbott County Court is to see into and Calculate the same [p. 430]

Thomas Gerrard pl̄t
Thomas Dent and
Henry Hyde defendts
This Case respited till the afternoon

The Court adjournes till the afternoone

All mett as in the forenoone except the Gouernor

Andrew Cooke and Hugh Standley beinge sum̄oned at the suite of Wm Moffett is allowed by the Court for theire goeing and Comming and Attendance this Court seauen dayes each man

James Veitch and Mary his wife standing Comitted in the sherriffes Custody is now brought to answere the Objections to be made agt them on behalfe of the Lord Proprietary But the Court being informed that one of the materiall Wittnesses is runn away It is therefore Ordered by his lōps Justices that the said James Veitch and Mary his wife doe still remaine in the sherriffes Custody untill next Prouinall Court, who is to see them then forth comming to answere what shall be Objected agt them as aforesaid, Otherwise to finde three able & sufficient sureties for theire and either of theire appearance at the sd Court being to be held the 9th day of Aprill next ensueing Veitch et ux

Whereupon Came Mathew Stone Hugh Stanley and Sampson Waring into Court and tenders themselues suretyes for the said

Liber FF [p. 431] James and Mary Veitch theire appearance next Prouinciall Court, Who was accepted off by th^{e} Court And thereupon Entred in Recognizance to the Lord Proprietary in the sum̄e of Fowre hundred pounds sterling, (Vizt)

This day being the 14th of February 1666 Came into Court Mathew Stone Hugh Stanley and Sampson Waring of Caluert County gen^{t}: and acknowledged themselues and euery of themselues to Owe to the Lord Propriet^{r} of this Prouince Fowre hundred pounds sterling to be made and Leauyed of theire and euery of theire Goods and Chattles lands and Tenem^{ts} to the use of the said Lord Proprietary und^{r} the Condic̄ons following uizt

That James Veitch and Mary his wife of Caluert County aforesaid shall make theire and euery of theire p^{r}sonall appearance before his lordp̄s Justices att the next Prouin^{all} Court to be held the 9th day of Aprill next ensueing, to answere to such matters as shall bee Objected ag^{t} them on behalfe of the said Lord Propriet^{r} and to abide in the said Court during his lōps said Justices pleasure therein

And further Ordered that the Estate of the said James and Mary allready secured into Custody bee still preserued untill further Order, Onely necessary Maintenance out of the same to be allowed the said James and the rest of his family as food & Clothing wth what else may be necessaryly required for theire accomodac̄ons dureing the time untill next Prouinciall Court

Thomas Gerrard plaintiffe
Tho: Dent & Hen: Hyde def^{ts}
Morecroft p̄ quer̄
Jenifer p̄ defendant

The def^{t} pleads the generall issue and in euidence brings his warr^{t} of Execuc̄on, therein impowring the said Dent as high sherriffe of S^{t} Marys County to leauy by way of Execuc̄on on any the Goods debts Chattles Tenements or Hereditam^{ts} belonging to the plaintiffe and the said writt issueing out of this Court Therefore humbly conceiues themselues noe Tresspassers being Compell'd thereunto by authority

The plt̄ inferrs that by a Leuiri facias noe lands cann be extended, but onely by an Elegitt

put to the uote wether the said writt did enable the defend^{t} to out the plt̄ of his possession

[p. 432] The Court hauing throughly weighed the p^{r}misses, hath respited this Cause untill next Prouin^{all} Court, being not desireous to aduize further thereon to make a president of this Consequence wthout a full Councell and that the Leiutenn^{t} Generall be p^{r}sent in Court

Henry Hudson Compl^{t}
Henry Gooddrick def^{t}
Morecroft p̄ quer̄
Caluert p̄ defend^{t}

Ordred last Court the def^{t} put in his answer to the Bill of Complaint this Court, which being not done Ordred an Attachm^{t} issue ag^{t} the def^{t} To bring him the next Prouin^{all} Court to answer the p^{r}misses, and his Contempt shewed therein

Liber FF

Thomas Gerrard plaintiffe
John Foxhall defend^{t}
Morecroft p̄ quer̄
Rozer p̄ defendant

The defend^{t} as yet hath put in noe plea to the pl̄ts declarac̄on This Cause respited till next Prouin^{all} Court, hauing dependency on the foregoeing Cause inter Gerrard pl̄t and Dent and Hyde defend^{ts}—The pl̄t Craues speciall Bayle for th^{e} defend^{ts} appearance next Prouin^{all} Court, Ordred he giue in speciall Bayle or till then to lye in th^{e} sher̄ Custody

Ordred an Extent be granted to Zachary Wade and Daniell Johnson of Charles County against the lands of [*blank*] Batchelor according to an Order of this Prouinciall Court past the [*blank*] day of [*blank*] 1663

Ordred Samuell Dobson and James Edmonds haue theire charges allowed being sum̄oned at the suite of Tho: Gerrard pl̄t and Roger Birtch def^{t} on the part of the pl̄t: uizt, seauen dayes to the Saide Dobson and Fiue dayes to the said Edmonds att 30^{lb} tob̄: p̄ diem

John Blomfeild Complain^{t}
John Woodbery defend^{t}
Jenifer p̄ quer̄
Nottley p̄ defendant

Defend^{t} puts in his answere to the pl̄ts Objectiones made ag^{t} the defend^{ts} answere to the bill of Complaint the pl̄t desires time till the next Prouin^{all} Court to bring his wittnesses, which are in Virginia and Could not be procured sooner he being somewhat surprized in this bussiness which time was granted and the defend^{t} leaue to goe about his Occasiones leauing an Attorney in the Country to prosecute for him

Ordered Robert Brook haue his 2 writts of Attachm^{t} renewed ag^{t} [p. 433] the Estate of John Bayley, and the sherriffe to make returne thereof next Prouin^{ll} Court of his proceedings therein

Ordred William Moffett the Attorney of Rich^{d} Allen haue his Attachm^{t} renewed ag^{t} the Estate of James Jolly, and the sherriffe of Caluert County to make returne of his proceedings therein the next Prouin^{all} Court

Ordered that Fortune Mittford the Adm^{x} of Bulmer Mittford late of S^{t} Marys County dec^{d} haue her Quietus Est on the Estate of the said Bulmer, hauing sett up her name this p^{r}sent Court thereby declaring that she sued out for the same and noe p^{r}son und^{r}writt itt

Arthur Wright also sett up his name this Court as Adm^{r} to John Jenkins late of Kent County deceased for a Quietus Est upon the Estate of the said Jenkins noe p^{r}son underwriteing the same

Rob: Mackling petitioneth the Court to be discharg'd from the Office of Constable hauing remained these 2 last yeares in the said

Liber FF Office, whereupon Ordered that W^m^ Watts be made Constable for that Hundred w^ch^ the said Mackling did belong unto, for this yeare now to Come

W^m^ Canedy petitioneth the Court to be discharg'd from his Office of Constable, whereupon Ordered that Thomas Hinton be Constable of the said Hundred that the said Canedy did liue in for this present yeare

Rachell Leere petitioneth the Court to be discharged from her Seruitude hauing serued fiue yeares, Ordered she be free from all seruitude whatsoeuer which may be Claimed by any Mast^r^ that hath formerly had the said seru^t^

Ordred Henry Mitchell doe sattisfye to James Cullum the sum̃e of Two Thowsand pounds of tobacco for charges and Cost of suite Expended by the said James

[p. 434] Tobias Norton Petitioneth the Court that he haue Ord^r^ to seize such Goods as he shall finde belonging to the Estate of Margarite Argent he being Admitted Adm^r^ thereof for the use of the Orphant

Ordered he haue full power to seize any the Goods aforesaid or any the produce thereof

W^m^ Thorne and Tho: Bloyse Petitioneth the Court as Ouerseers of the Estate of W^m^ Bosman, That Elioner the decedents widdow may giue in an accompt of the s^d^ Estates, which she hath not done, being now wife to James Came, That the Orphants may not be ruiñated Ordred a sum̃ons issue for the said Elioner to giue in an Accompt next Orphants Court

Ordred That Ann Couill the Guardian of John Couill doe sattisfye unto Cap^t^ William Burges for Cost allowed the said Burges in the suite betweene them this Court depending the sum̃e of Eleauen hundred and Fowrety pounds of tobaccoe

Wittnes these p^r^sents That I Richard Banckes of Popler Hill in the County of S^t^ Maries for and in Consideracõn of a seruant named william Taylor w^ch^ I doe acknowledge hereby to haue receiued haue sold and doe hereby make saile unto James Peon of Brittons Bay in the County aforesaid of fifty acres of land by estimacõn be it more or lesse formerly in the possession of Thomas Howard deceased, and now in the possession of the said James Peon together w^th^ all Howsing and all other appurtenances belonging unto the said land and doe here by these p^r^sents Binde my selfe and my heires to acknowledge the saile of the s^d^ land at the next Prouin^all^ Court unto the said

James Peon his heires or Assignes, and to signe seale and deliuer unto the said James Peon his heires or Assignes a lawfull Conueyance for the same, and to giue the said James Peon his heires or Assignes quiet and peaceable possession thereof, as wittnes my hand this 18th day of December 1666 Richard Banckes (sealed) Liber FF

Wittnes John Lewling
Walter Hall

Acknowledged this 13th February 1666 in Open Court by Rich: Banckes and allsoe signed & sealed in Open Cort by the said Bancks to be the right of the said James Peon and his heires for Euer

Dañ: Jenifer Cleř.

[p. 435] John Anderson of Pocamoke being Bound in a Bond of Twenty Thowsand pounds of tobacco and Caske to prosecute John Graues this Prouinall Court Concerning a felonious Act by the said Graues perpetrated and Com̄itted, which sd Anderson not pursueing nor prosecuting the said Graues according to the tenor of his said Bond

Therefore Ordered that the said Bond of Twenty Thowsand pounds of tobacco and Caske past by the said Anderson be forfeited sattisfyed and paid unto the Lord Proprietary for his the said Andersons not appearing nor prosecuteing the said John Graues att this Prouinall Court

This day being the 14th of February 1666 Came & appeared before Jerome White Coll Wm Euans and Thomas Truman Three of his lordp̄s Justices for this Prouince; John Foxhall of the Collony of Virginia Merchant and acknowledged himselfe to Owe to Thomas Gerrard of Mattapenny in St Marys County gentn Twelue hundred pounds of lawfull money of England to be made and Leauyed of his Goods & Chattles lands and Tenements to the Use of the said Thomas Gerrard undr the Condic̄ons following (Vizt) That the Foxhall will personally appeare next Prouinall Court to be held the 9th day of Aprill next ensueing, to answere a suite depending in the said Court between the said Gerrard plt̄ and the said Foxhall defendt in a plea of tresspasse and to Stand to and abide the Judgmt of the said Court therein

Also Came Walter Pake of new towne in St Marys County aforesaid Innhoulder and Richard Loyd of the said place and County plantr and appeared before the abouesaid Justices & on the day and yeare abouesaid and either of them did then undertake in the Sum̄e of Six hundred pounds of like money to be leauyed upon theire and euery of theire lands and Tenements Goods and Chattles, To the said Thomas Gerrard, upon this Condic̄on following (Vizt) That if the said Thomas Gerrard plt̄: doe Obtaine a Judgmt in an Acc̄on of tresspass depending in the Prouinall Court agt the said John Foxhall defendt, that then the said John Foxhall shall pay the Condemp-

Liber FF nac̄on or deliuer himselfe to the Prison of the sherriffe of the County of st marys or otherwise that they or either of them would be Content to doe it for him

The Courts broke upp And the next Court is to be held On The 9th day of Aprill next anno 1667

[p. 436] Maryland

Att a Speciall Court held att Mattapenny in Caluert County on
Twesday the 19th day of March in the 35th yeare of the
Dominion of Caecilius &c annoqȝ Domini 1666/7

PrSent Charles Caluert Esqȝ Leiutennt Generall & Cheife Gouernor and Cheife Justice of this prouince
Philip Caluert Esqȝ Chancellor Deputy Gouernor and Justice
Jerome White
Baker Brooke
and
Tho: Truman
Esqrs Justices

Ordered That Mr Richard Collett be deputed sherriffe during this Court

Came his lord̄ps Attorney Generll & deliuered into Court an Informac̄on agt William Gard Mastr of the Catch Hope belonging to New-England and now riding at Anchor in Petuxent riuer wthin this Prouince which said Informac̄on is as followeth (uizt)

To the Rigt Honble the Leiutennt Generall and the Rest of his lordp̄s Justices for this Prouince

Memorandm that Wm Caluert Esqȝ Attorney Genll for the Rigt Honble the Lord Proprietary who as well for the said Lord Propr as for the Honble Charles Caluert Esqȝ Leiutennt Generall and Cheife Gouernor of this Prouince followeth

Comes into Court of the said Lord Propr before the Gouernor and Councell the 19th day of March in the yeare of Our lord 1666 in his proper prson and as well for the Lord Propr as for the sd Charles Caluert Esqȝ Gouernor of Maryland giues the Court aforesaid here to understand That whereas by a Certaine Act of Parliamt of King Charles the second that now is begunn att westminster the 8th day of May 1661 in the 13th yeare of his Reigne and there Continued till the 19th day of May in the 14th yeare of his Maties Reigne and then prorogued to the 18th of February then next following and [p. 437] there Continued till the 27th of July in the 15th yeare of his Maties Reigne and then Prorogued to the 16th of March then next following it stands Enacted by the Authority of the sd Parliament as followeth (uizt) And for the better preuenc̄on of frauds Bee it Enacted and it is hereby Enacted that from and after the 25th day of March 1664 euery p^r^son or p^r^sons importing by land any Goods or Comodities whatsoeuer into any the said lands Islands plantac̄ons Collonys Territories or places shall deliuer to the Gouerno^r^ of such land Island plantac̄on Colony Territory or place or to such p^r^son or Officer as shall be by him thereunto Authorized and Appointede within 24 houres after such importac̄on his and theire names and surnames and a true Inuentory and particular of all such Goods or Comodities; And noe shipe or Vessell coming to any such land Island plantac̄on Colony Territory or place shall lade or unlade any Goods or Comodities whatsoeuer untill the Mast^r^ or Comand^r^ of such ship or Vessell shall first haue made knowne to the Gouerno^r^ of such land Island Plantac̄on Colony Territory or place or such other person or Officer as shall be by him thereunto authorized and appointed; The arriuall of the said shipe or Vessell w^th^ her name and the name and surname of her Mast^r^ or Comand^r^ and haue shewne to him that she is an English built shipe or made good by producing such Certifficate as aforesaid, That she is a shipe or Vessell bona fide belonging to England wales or the Towne of Berwick and nauigated w^th^ an English Mast^r^ and the three fourth partes of the marriners at least Englishmen and haue deliuered to such Gouerno^r^ or Other person or Officer a true and p^r^fect Inuentory or Inuoyce of her lading together w^th^ the place or places in which the said Goods were laden or taken into the said shipe or uessell, und^r^ the Paine of the losse of the said shipe or Vessell w^th^ all her Gunns ammunic̄on tackle furniture and apparell and of all such Goods of the Growth Producc̄on or Manufacture of Europe as were not bona fide laden and taken in, in England Wales or the towne of Berwick to be recouered and diuided in manner aforesaid Liber FF

Yet william Gard Mast^r^ of the Catch Hope of New England uery little weighing the Act of Parliam^t^ aforesaid nor in any manner fearing the forfeitures in the said Act Contained, after the publishing the said Act, and before the day of Exhibiting this informac̄on Contrary to the said Act did import into this Prouince diuers goods or Comodities and all the same w^th^in this Prouince out of his said Catch Hope did unlade and put on shore not hauing first deliuered in unto the said Gouerno^r^ Charles Caluert Esq^r^ nor to any other person by him Authorized to receiue the same a true and p^r^fect Inuentory or Inuoyce of her ladinge together w^th^ the place or places in which the said Goods were laden or taken into the said Catch [p. 438]

Whereupon the said William Caluert who followes as well for the Rig^t^ Hon^ble^ the lord Proprietary as for the said Charles Caluert Esq^r^ Gouerno^r^ of this Prouince, Prayes the Aduizement of this Court of the p^r^misses and that the said Catch w^th^ all her Gunns tackle apparell and furniture together w^th^ all the Comodities of the Growth Producc̄on or Manufacture of Europe in her according to the forme and

Liber FF effect of the Act forfeited may be deliuered to his said lordp̄s Treasurer and the Honble Charles Caluert Esqꝫ according to the forme and Effect of the sd Act and that the said William Gard may Come here in Court and answere the prmisses Wilł: Caluert

William Gard being called made appearance, and desired he would put in his answere to the said informac̄on whereupon hee requested the Board that hee might haue an Attorney admitted, which was allowed

His lōps said Attorney Generall came againe into Court and deliuered in one other Informac̄on against John Treris Master of the Barke William of New England also riding att Anchor in the said riuer of Petuxent which informac̄on is as followeth (uizt)

[p. 439] To the Rigt Honble the Leiutennt Generall and the Rest of his lōps Justices for this Prouince

Memorandm that Wm Caluert Esqꝫ Attorney Generall for the Rigt Honble the Lord Propr Who as well for the said Lord Propr as for the Honble Charles Caluert Esqꝫ Leiutennt Generall and Cheife Gouernor of this Prouince followeth, Comes into Court of the said Lord Proprietarys before the Gouernor and Councell the 19th day of March 1666 in his proper person and as well for the Lord Proprietary as for the said Charles Caluert Esqꝫ Gouernor of Maryland, Giues the Court aforesaid here to understand, That wheras by a Certaine Act of Parliamt of King Charles the second that now is, Begunn att westminster the 25th day of Aprill 1660 in the 12th yeare of his Reigne, It stands Enacted that for euery shipe or vessell which from and after the 25th day of Decembr in the yeare of Our Lord 1660 shall sett sayle out of or from England Ireland Wales or towne of Berwick upon Tweed for any English plantac̄on in America, Asia, or Africa sufficient Bond shall bee giuen wth one surety to the Cheife Officers of the Custome howse of such Port or Place from whence the said shipe shall sett saile, to the uallue of One Thowsand pounds if the shipe be of lesse burden then One hundred tunn and of the sum̄e of Two Thowsand pounds if the shipe shall be of greater burden, That in Case the said shipe or uessell shall load any of the said Comodities att any of the said English Plantac̄ons, That the same Comodities shall be by the said shipe brought to some port of England Ireland Wales or to the port or towne of Berwick upon Tweed, and shall there unload and put on shore the same the danger of the seas onely Excepted; And for all shipes comming from any other Port or Place to any of the aforesaid plantac̄ons who by this Act are permitted to trade there, That the Gouernor of such English Plantac̄ons shall before the said shipe or uessell be permitted to load on board any of the said Comodities take Bond in manner and to the [p. 440] uallue aforesaid for each respective shipe or uessell That such shipe or uessell shall Carry all the aforesaid Goods that shall bee laden on board Liber FF in the said shipe to some other of his ma^{ties} English plantac̄ons or to England Ireland Wales or towne of Berwick upon Tweede, And that euery shipe or uessell which shall loade or take on board any of the aforesaid Goods untill such Bond giuen to the said Gouerno^{r} or Certifficate produced from the Officers of any Custom howse of England Ireland Wales or of the towne of Berwick, that such Bond haue been there duely giuen; shall be forfeited wth all her Gunns Tackle Apparell and furniture, to bee imployed and recouered in manner as aforesaid And the said Gouerno^{r} and euery of them shall twice in euery yeare after the first day of January 1660 returne true Copies of all such Bonds by him soe taken to the Cheife Officers of the Custom in London

Yet John Terris Mast^{r} of the Barke William of New England uery little weighing the Act of Parliam^{t} aforesaid nor in any manner fearing the forfeitures in the said Act Contained after the publishing the said Act and before the day of Exhibiting this informac̄on Contrary to the said Act did lade two hoggheads of tobacco on Board the said Barke William before that hee had giuen Bond wth two sufficient suretyes that the said tobaccoe should by the said Barke William be brought to some Other of his Ma^{ties} English Plantac̄ons or to England Ireland Wales or towne of Berwick upon Tweede

Whereupon the s^{d} w^{m} Caluert who followes as well for the Rig^{t} Hon^{ble} the Lord Proprietary as for the said Charles Caluert Esqꝫ Gouerno^{r} of this Prouince prayes the aduizem^{t} of the Court of the p^{r}misses, and that the said Barke wth all her Gunns Tackle Apparell and furniture according to the forme and Effect of the said Act forfeited may bee deliuered to his said lōps Treasurer and the Hon^{ble} Charles Caluert Esqꝫ according to the forme and Effect of the said Act And that the said John Treris may Come here in Court and Answere the p^{r}misses Wiłł Caluert

John Treris being Called made appearance and was allsoe desired [p. 441] to put in his Answere to the said informac̄on Who likewise requested the Court to haue an Attorney admitted him which was allsoe allowed him by the Board Whereupon Appeared John Morecroft the said William Gard & John Treris theire Attorney Who desired time untill the morrow morning to put in theire Answers to the said seuerall informac̄ons

Time granted them untill 9 of the Clock in the morning to put into Court theire Answers to the said informac̄ons

The Court adjourn'd untill tomorrow morning

Wensday March the 20th 1666/7 The Justices all mett as yesterday

W^{m} Gard was then Called and appeared by Jn^{o} Morecroft his Attorney who was desired to deliuer in his answere to the said Informa-

Liber FF c̄on put into Court yesterday by the Attorney Generall ag^{t} the said W^{m} Gard Mast^{r} of the Catch Hope the which hee doth and is as followeth (uizt)

And the said William Gard by John Morecroft his Attorney doth come and defend the force & wrong when &^{c}: and saith that hee is in noe wise Guilty of the p^{r}misses aboue by him the said William Caluert imposed upon him and this hee is ready to auerr as &^{c}:

Jn^{o} Morecroft

The Court denys it is on theire part to proue the breach of the said Act but that in such Case Onus Probandi shall lie upon the Owner or Claimer of such Goods &^{c}: as is exprest in the Act of Parliament Entituled an Act for Preuenting frauds and Regulating abuses in his Ma^{ties} Custom

The defend^{t} then alleadgeth that hee did according to the said Act of Parliam^{t} send an Inuentory of the said uessells loaden to the Gouerno^{r} inserted in a letter from John Pitts, which said letter came onely from the said Pitt and not und^{r} the masters hand, in which was exprest some part of her loaden, but not the whole according to the bill of loaden some time after to the Gouerno^{r} deliuered, and that done some dayes after Bulke was broken and part of the Cargoe unloadened and upon this the defend^{t} puts himselfe upon [p. 442] th^{e} Country Whereupon Ordred that this Cause be tryed by a Jury of twelue able men at the next Prouinciall Court to be held the 9th of Aprill next ensueing

John Terris being Called made appearance by John Morecroft his Attorney who was desired to deliuer in his answere to the informac̄on ag^{t} the said Treris put into Court yesterday by the Attorney Generall a Coppy of which informac̄on hee had then deliuered hime

The which answere he now puts in as foll:

And the said John Treris by John Morecroft his Attorney doth come and defend the force and wrong when &^{c}: and saith that hee is noe wise Guilty of the premisses as is aboue by him the said William Caluert imposed upon him and of this hee is ready to auerr &^{c}:

John Morecroft

The Court demands of the defend^{t} wether hee will allsoe haue a Jury of twelue able men to goe upon the meritts of the whole Cause or that this Court shall proceed to the determinac̄on thereof

The defend^{t} humbly desires hee may haue a speedy tryall this Court that a period may be put thereto, whereupon th^{e} Co^{rt} proceedeth And proueth that the said Jn^{o} Treris did Contrary to the said Act of Parliam^{t} loade and take on board two hħds of tobacco of the growth and Comoditie of this Country before Bond giuen according to the said Act, which said tobaccoe did remaine on board the said Bark when first seized by the Gouerno^{r}

Whereupon Came the said William Caluert who followes as well for the Rigt Honble the Lord Propr as the said Charles Caluert Esqꝫ Leitutennt Generall and Cheife Gouernor of this prouince and Craueth Judgmt agt the sd uessell wth all her tackle furniture and Apparell wh what else in her is forfeited according to the said Act of Parliamt in such Cases Prouided Liber FF

The Judgmt of the Court is that the said Barke William wth all her tackle furniture am̄unic̄on and apparell wth all her loaden that is of the Growth of Europe is Condemned and forfeited according to the Acts of Parliamt in such Cases prouided, and according as the said William Caluert who followes as well for the Rigt Honble the Lord Proprietary as for the said Charles Caluert Esqꝫ Gouernor of this Prouince, hath declared [p. 443]

And therefore doe Adjudge the said Vessell to be forfeited and Condemned wth all her tackle furniture ammunic̄on and apparell, as allsoe all the Goods & Comodities in her imported that is of the growth of Europe &c (to witt) One third part of all the said uessell wth ⅓ of her said tackle furniture ammunic̄on and apparell, as allsoe One third of all the Comodities of the growth production and manufacture of Europe in her imported to the said Lord Proprietary, and the other two thirds to the said Charles Caluert Esqꝫ Leiutennt Generall and Cheife Gouernor of this Prouince of Maryland

Wherefore Ordered that Execuc̄on doe forthwith issue agst the said uessell wth all her furniture tackle apparell and amunic̄on as allsoe agst all the Goods and Comodities in her imported of the Growth Produc̄con & manufacture of Europe one third to be deliuered to the said Lord Propr and the other two thirds to the said Charles Caluert Esqꝫ Leiutennt Generall and Cheife Gouernor of the said Prouince according as the said William Caluert Esqꝫ who followes as well for the said Lord Propr as the said Charles Caluert Esqꝫ Leiutennt General & Cheife Gouernor of this Prouince hath prayed

Uppon better thoughts Came William Gard Mastr of the Catch Hope and humbly requesteth the Court That they would please now to proceed in tryall to his Charge, and that there might bee a full determinac̄on thereof made by this Court, and not by a Jury as hee did att first require,

The Court willing to Comply wth his desire hee urging for the same, doth now proceed to the hearing & tryall of the whole Cause, whereupon after much debate had in and about the prmisses and all Euidences heard and Circumstances throughly weighed, It was Euidently proued that the said Wm Gard (as well as the foresaid Jno Treris) wth his (and theire) said uessells hath been Eleauen dayes arriued att his Port Called Choptancke in this Prouince where liued [p. 444]

Liber FF John Pitt to whome hee was Consigned, and there did breake Bulke unloade and traded w^th^ his Cargoe imported in the said uessell before any Entry made or true Inuentory or Inuoyce giuen in or deliuered und^r^ his hand to the Gouerno^r^ or to any Other p^r^son by him impowred of her loaden or Cargoe nor the name of the place where it was taken in on board his said Catch nor Bond giuen w^th^ sufficient suretyes according to the seuerall Acts of Parliam^t^ in such Cases prouided

Came the said William Caluert Esq who followes As well for the Rig^t^ Hon^ble^ the Lord Proprietary as the said Charles Caluert Esq Leiutenn^t^ Generall and Cheife Gouerno^r^ of the Prouince of Maryland and Craueth Judgm^t^ ag^t^ the said Vessell w^th^ all her tackle furniture ammunic̄on and Apparell according to the said seuerall Acts of Parliam^t^ in such Cases prouided

Judgm^t^ of the Board is that the s^d^ Catch Hope w^th^ all her tackle furniture ammunic̄on and Apparell is Condemned and forfeited according to the said Acts of Parliam^t^ and according as the said William Caluert who followes as well for the Rig^t^ Hon^ble^ the Lord Proprietary as for the said Charles Caluert Esq Leiutenn^t^ Generall & Cheife Gouerno^r^ of this Prouince hath declared

Therefore doe Adjudge the said Vessell w^th^ all her tackle furniture Ammunic̄on and Apparell to be Condemned and forfeited as aforesaid One third part thereof to the said Lord Propriet^r^ and the Other two thirds to the said Charles Caluert Esq Leiutenn^t^ Generall and Cheife of the said Prouince

Wherefore Ordred that Execuc̄on doe forthw^th^ issue ags^t^ the said Vessell w^th^ all her tackle furniture ammunic̄on and apparell One third part thereof to be deliuered to the said Lord Proprietary and the Other two thirds to the said Charles Caluert Esq Leiutenn^t^ Generall and Cheife Gouerno^r^ of the Prouince of Maryland, According as the said William Caluert Esq, who followes as well for the said Lord Prop^r^ as the said Charles Caluert Esq Leiutenn^t^ Generall and Cheife Gouerno^r^ of the said Prouince of Maryland hath prayed

[p. 445] A Capias ad satisfaciend^m^ issued to the sherriffe of Caluert County ag^t^ Thomas Mannyng and Sampson Waring for Two Thowsand and Ninety pounds of tobacco to be sattisfyed and paid unto Jn^o^ Morecroft the Attorney of Tho: Touey Tho: Frost & Thomas Smyth according to an Ord^r^ and decree of the Justices of the Court of Chancery for Cost of suite there depending betwixt them and now ended the 14^th^ February 1666

A Capias ad satisfaciend^m^ issued to the sherriffe of Caluert County ag^t^ Henry Mitchell for Two Thowsand pounds of tob̄b̄: to be sattisfyed and paid unto James Cullum according to a decree of the Justices of the Prouin^all^ Court held the 14^th^ day of February last

1666, for Cost of suite in a difference depending in the said Court betweene the said Cullum and Mitchell Liber FF

To all People To whome this Present writeing shall come W^{m} Barrett of london Merchant Sendeth Greeting Know Yee that I the said William Barrett for the better managment and Carrying on of my Affaires and Bussiness in Maryland and Virginia, Haue made deputed and Authorized and doe make depute Authorize and in my Place and stead by these p^{r}sents put and Constitute my Louing freinde Mr Rob^{t} Slye of Maryland my true and lawfull Attorney Substitute and Assignee for mee in my name and to my use And in Case of his absence or remouall by death or Otherwise then to Cap^{t} Samuell Tilghman of london my true and lawfull Attorney Substitute and Assignee And in Case of his absence or remouall by death or otherwise then to Mr Edward Perce of london my true and lawfull Attorney Substitute and Assignee for mee in my name and to my use to Demand Recouer and Receiue by all lawfull wayes and meanes w^{t}soeuer of and from all and euery p^{r}son and p^{r}sons w^{t}soeu^{r} whome it doth or shall Concerne all and euery such Tobaccoes Effects Goods Debts Dues Claimes and demands w^{t}soeuer as are and shall be to mee due Oweing and belonging by and from any person and persons whatsoeuer in the Continent and Capes of Maryland and Virginia and either of them by any wayes or meanes whatsoeuer, And to Answer and defend all and euery accons and suites that shall bee Comenced and prosecuted against mee by any person and persons whatsoeuer and all other my Affaires and bussiness in Maryland and Virginia to doe & performe And (if need be) for and Concerning the p^{r}misses or any part thereof to appeare, And the person of Mee [p. 446] the Constituant to represent in all Courts and before all Judges Magistrates and Ministers of the law, And to sue arrest attach seize sequester implead imprison Condemn and out of prison to deliuer And to Comand Compromitt Conclude and Agree And One Attorney or more for whome my said Attorneys respectiuely shall answere to make substitute and att pleasure to reuoke And Acquittances and discharges in my name to make and giue as shall bee requisite or expedient and more Ouer to doe Execute performe and determin all and euery lawfull Act and Acts thing and things whatsoeuer which in or about the p^{r}misses shall be requisite and Expedient to be done as fully & Effectually as I might or Could doe if I were p^{r}sonally present, And I the said Constituant doe hereby promise to Ratify allow and Confirm for Good and Effectuall all and whatsoeuer my said Attorneys respectiuely or theire substitutes for whome they will answere shall lawfully doe or Cause to be done in or about the p^{r}misses by uertue of these p^{r}sents In Wittnes Whereof I the said William Barrett haue hereto put my hand and seale dated the tenth day of De-

Liber FF cemb^{r} Anno Dn̄i 1666, And in the 18th yeare of the Reigne of o^{r} Soueraigne Lord King Charles the second of England &^{c}:

Sealed and deliuered in the William Barrett
P^{r}sence of (sealed)
John Price
John Snarye

This Indenture made the 19th day of the second month called Aprill in the yeare 1666 between John Edmondson of Greate Choptanck in the County of Talbott Merchant of the One part and John Webb of Petuxent riuer in the County of Caluert plant^{r} on the Other part Wittnesseth That the said John Edmondson hath Cleerely bargained and sold and by these p^{r}sents Cleerely bargaineth and selleth to the said John Webb fifty acres of land called the Rich bottom lying att the head of a Coue Called feltons Coue in Leonards Creeke in Petuxent riuer as by the pattent bearing date the 15th day of the 7th month in the yeare 1665 more att large appeares with all manner of [p. 447] proffitts gaines and Aduantages ariseing upon the same which hee or any person or persons to his use hath haue or had, To haue and to hold the said land To the said Webb his heires and Assignes foreuermore and allsoe the s^{d} Edmondson hath Bargained and sold unto the said Webb the patt^{t} auent of the said land which land the said Edmondson Warranteth to the said Webb and that he hath lawfull power and Authority to bargaine and sell the p^{r}misses from him the said Edmondson and his heires foreuer to him the said Webb and his heires for euer wth warranty or warrantyes or otherwise as by the Councell of the said Webb his heires or Assignes shall bee aduized, all former bargaines and sayles Joyntures Dowers Leases and of all other incumbrances and Charges whatsoeuer they bee Except the Rent to the Lord Propriet^{r} and the said Edmondson from him and his heires for euer hath sold the said land to the said Webb and his heires for euer, In wittnes whereof the said Edmondson hath sett his hand and seale the day and yeare aboue written

Wittnes James Murphy John Edmondson (sealed)
Rob̄: Day

Taken & Acknowledged before Mee this 29th day of January 1666
Charles Caluert

This Indenture made the 19th day of March in the yeare of Our Lord God 1665 between Jn^{o} Edmondson of Talbott County and sarah his wife of the One part and Thomas Preston of Caluert County on the other part Wittnesseth that the said John and Sarah hath Cleerely bargained and sold and by these p^{r}sents Cleerely bargaineth and selleth to the said Thomas Preston halfe that land according to pattent more or lesse Called by the name of Hoopers Clifts lying and being on the Clifts wth all manner of proffitts gaines and Aduantages arise-

ing upon the same which hee or any person or p^{r}sons to his use hath Liber FF
haue or had To haue and to hold the said land to the said Preston
his heires and Assignes for euermore and also the said Edmondson
hath Bargained and sold to the s^{d} Preston The Pattent auent of the
said land which land the s^{d} Edmondson warranteth to the said Preston
and that he hath lawfull power and Authority to bargaine and
lett the p^{r}misses from him the said Edmondson and his heires to him
the said Preston and his heires for euer wth warranty or warrantyes
or otherwise as by the learned Councell of the said Preston his heires
or Assignes shall be aduized all former bargaines and sales Joyntures
dowers Leases And that all other incumbrances and Charge whatso- [p. 448]
euer bee, except the Rent to the Right Hon^{ble} the Lord Prop^{r}, and
the said Edmondson from him and his heires for euer haue sold the
said land to the said Preston and his heires for euer, In Wittness
hereof the said Edmondson haue sett to his hand and seale the day
and yeare aboue written and likewise Sarah his wife

Signed and sealed in the
p^{r}sence of Us
Christopher Ouldfeild
John Hodges

Jn^{o} Edmondson (sealed)
the marke of
Sarah S Edmondson

Taken and acknowledged before Mee this 30th January 1666
Charles Caluert

The Prouinciall Co^{rt} of the Rig^{t} Hon^{ble} Caecilius Absolute Lord &
Prop^{r} of the Prouince of Maryland, houlden att S^{t} Marys before
the Justices of the said Court the 9th day of Aprill in the
35th yeare of the Dominion of Caecilius &^{c}:
annoqꝫ Domini 1667

P^{r}sent Charles Caluert Esqꝫ Leiutenn^{t} Generall & Cheife Gouerno^{r}
Philip Caluert Esqꝫ Chancello^{r}
Jerome White
Tho: Truman } Esq^{rs} Justices

Proclamac̄on made for all p^{r}sons that haue any thing to doe att this Cour^{t} to come in

William Steuens of somersett County gen^{t} deliuers into Court the uerdict of a Jury of inquest upon the Body of Anthony Taylor shott by an Indian

Judgm^{t} of the Board noe cause of Indictm^{t} being done by meer misfortune

The ages of two seruants belonging to W^{m} Hatton were Judged in Court (uizt) Thomas Tywuer of the age of Eleauen yeares and Thomas Duke of the age of sixteene yeares

The age of Mary Harrison seru^{t} to Cap^{t} Luke Gardner Judged by the Court to be 18 yeares of age

Liber FF Court adjourn'd till tomorrow morning att 9 of the Clock

[p. 449] The Justices mett this day being the 10th day of Aprill 1667

P^{r}sent The Chancello^{r} Jerome White Coll: W^{m} Euans and Thomas Truman Esq^{rs} Justices

Ordered That a Grand Jury be called who appeared according to theire names as followeth

Foreman Thomas Hinson
James Ringould
Sampson Waring
Henry Hyde
Joseph Wicks
Richard Loyd
Tho: sprigg
Joseph Horsley
Tim^{o} Gooddrick
Fran: swinfen
James Varlow
Thomas Studd
W^{m} Worgan
W^{m} Ireland
Ant^{o} Callaway
Tobias Weells
Will^{m} Cowrsey

Who were sworne and Comanded to attend the Court

James Cullum, Andrew Cook W^{m} Worgan Benjamin Gloster William Gray John Walton & John Tucker was sworne in Co^{rt} to giue Euidence to the said Grand Inquest upon an Indictm^{t} deliuered into Court by the Attorney Generall ag^{t} Henry Mitchell as followeth

Let it be Enquired for the Rig^{t} Hon^{ble} the Lord Prop^{r} whether that Henry Mitchell of the Cliftes in Caluert County plant^{r} the 6th day of May in the 35th yeare of the Dominion of Caecilius &^{c}: by force & armes in and upon James Cullum of the Clifts aforesaid in the County aforesaid at the said Clifts did make an Assault & an Affray & him did beat wound & euill intreate, and him the said James did then and there tye to a tree and him did whip and blood of him the said James did draw till hee the said James would make promise to him the said Henry to giue him two Cowes to be released soe that of his life he was dispaired and other enormities to him then and there did doe to the greate dam̄age of him the said James and contrary to the peace of the Lord Prop^{r} his Rule and dignity

Will Caluert

James Lewis and Thomas Hughes was sworne in Court to giue Euidence to the said Grand Inquest upon an Indictm^{t} deliuered into Court by the Attorney Generall ag^{t} Daniell Stringer as followeth

Let it be Enquired for the Rig^{t} Hon^{ble} the Lord Prop^{r} whether Daniell Stringer of S^{t} Michaells Hundred in the County of S^{t} Marys Planter the 14th day of March in the yeare of Our Lord 1666 att Poyney Neck in S^{t} Michaells hundred in the County aforesaid a [p. 450] certaine hogg of the Goods & Chattles of William Caluert Esq then and there being found feloniously tooke stole killed & carryed away against the peace of the Lord Prop^{r} his rule & dignity

William Caluert

John Barker
Geo: Landman
Walter Spencer
George Noakes
Patrick Allen
Henry East

was sworne in Court to giue Euidence to the said Grand Inquest ag^{t} Henry Mitchell for stealing of hogg of John Tuckers, The Proceedings of the County Court of Caluert therein being deliuered into the Jury and to testifye ag^{t} Joseph James and John Boulton indicted for the same fact Liber FF

The said Grand Inquest had allsoe giuen in theire Charge One William Smyth of Caluert County plant^{r} for stealing wine from William Moffett of the s^{d} County

James Varlow sworne in Court to giue Euidence to the said Grand Inquest ag^{t} James Veitch and Mary his wife for feloniously killing theire seru^{t} Sarah Feakeley

William Singleton and William Sudbery was sworne in Court to giue Euidence to the said Grand Inquest ag^{t} Patrick Hinderson for stealing of a sheape from Rich^{d} Bayley

Thomas Burtch and W^{m} Worgan was sworne in Co^{rt} to giue Euidence to the said Grand Inquest ag^{t} Philip Burgess for stealing a hogg of Francis Parrotts

The Grand Jury hauing theire Charge giuen went together to Consider thereon

The age of Henry Brockman Seru^{t} to Coll: W^{m} Euans was Judged to be 20 yeares of age

Cap^{t} Josias Fendall on behalfe of Sam̄: Cooper humbly desires the Court would please to grant him an Execucōn ag^{t} Leiutenn^{t} W^{m} Smyth for that 15000^{lb} tob̄: formerly Ordered by this Court for the said Smyth to pay the said Cooper as being Security for w^{m} Price who marryed the Relict of Hugh Lee the Adm^{r} of Sampson Cooper father to the said Samuell Cooper, upon forfeiture of a Recognizance for the said uallue past to the Lord Prop^{r} by the said Hugh Lee for the returning of an Inuentory of the Estate of the said Sampson Cooper into the secretaries Office by such a day which was not accordingly done to this p^{r}sent time

Ordered this Cause be respited till tomorrow morning that the Gouerno^{r} may be p^{r}sent to assigne Ouer in Court the saide Recognizance forfeited to the Lord Prop^{r}) to the said Fendall for the use of the said Samuell Cooper, which is soe desired by the said W^{m} Smyth that he may wth safety sattisfye it to the said Fendall [p. 451]

The Court adjourn'd till the afternoone

All mett as in the forenoone

Liber FF The Grand Jury returnes into Court and deliuers in theire verdicts on the back of the Indictm^t ag^t Henry Mitchell concerning James Cullum thus Billa Vera

Also on the back side of that Indictm^t ag^t Dan: Stringer is it thus endorct (uizt) The Grand Jury in the behalfe of the Rig^t Hon^{ble} the Lord Prop^r doth p^{r}sent Daniel Stringer for being Guilty of stealing of a hogg

On the papers ag^t Henry Mitchell Joseph James & John Boulton they returne this uerdict
The Grand Jury in the behalfe of the Rig^t Hon^{ble} the Lord Prop^r doth p^{r}sent Henry Mitchell Joseph James and John Boulton Guilty of stealing of a hogg of John Tuckers

On the papers ag^t Patrick Hinderson was theire uerdict endorc't uizt
The Grand Jury in the behalfe of the R^t Hon^{ble} the Lord Prop^r doth p^{r}sent Patrick Hinderson for being guilty of stealing of a sheape belonging to Richard Bayley

On the back side of the papers deliuered the Grand Jury ag^t Philip Burgess was theire uerdict thus endorced
The Grand Jury in the behalfe of the Rig^t Hon^{ble} the Lord Proprietary doth p^{r}sent Philip Burgess for being Guilty of stealing of a hogg belonging to Francis Parrott

On the back side of the papers deliuered the Grand Jury ag^t William Smyth of Caluert County planter was the said Jurys uerdict thus endorc't (uizt) Ignoramus

On the back side of the papers deliuered the Grand Jury ag^t James Veitch and Mary his wife was the said Jurys uerdict thus endorct
The Grand Jury in the behalfe of the Rig^t Hon^{ble} the Lord Prop^r doth p^{r}sent Mary Veitch for suspic̄on of Murder of sarah Feakeley, As to James Veitch wee returne Ignoramus

[p. 452] James Veitch and William Smyth Clear'd by Proclamac̄on noe p^{r}son coming in ag^t any of them
Henry Mitchell Daniel Stringer Joseph James and John Boulton Patrick Hinderson and Philip Burgess and Mary Veitch the Prisoners was sett to the Barre
Daniel Stringer being called to hold up his hand att the Barre and was arraigned Pleaded Guilty, whereupon the Act of Assembly being read wherein it is said that none but those whome shall be legally Conuicted &^{c}: whereupon he confessing the fact, was not thereof by a Jury Conuicted, therefore Clear'd by Proclamac̄on
Henry Mitchell Joseph James and John Boulton being called the said Mitchell humbly desired that they be tryed by a Jury of his Neighbours,

Whereupon Ordred that a Veniri facias issue to the sherriffe of Caluert County to warne 36 men of the Neighbourhood in and about the Clifts to serue as Jurors on behalfe of the Lord Propr next Prouinall Court Liber FF

Patrick Hinderson sett to the Barre held up his hand and was arraigned, Pleaded not Guilty, and put himselfe upon the Country

Philip Burgess sett to the Barr held up his hand and was arraigned, Pleaded not Guilty, and put himselfe upon the Country

Mary Veitch sett to the Barr, held up her hand and was arraigned, Pleaded not Guilty, and put herselfe upon the Country

Henry Mitchell being called to answere the indictmt found agt him last Court, and was demanded wether hee does Confess to it or trauers, whereupon hee trauers the said Indictmt, and put in his plea by Tho: Nottley his Attorney and puts himselfe upon the Country and the Ld Propr likewise

The Sherriffe of St Marys County returnes the names of the petty Jury as followeth

Foreman Samuell Chew
John Eason
Tho: Paine
John Sollars
John Hopper
Robt Corke
Roger Birtch
Robt Tylor
Tho: Boylston
Tho: Hinton
Wm King
Rob: Gooddrick

Who answered att the first call and sworne in Court as allsoe all Euidences likewise sworne in Court after which the Jury retire'd by themselues

The Petty comes into Court, they answering to theire names and said they were all agreed in theire uerdicts which are as followeth [p. 453]

Mary Veitch not Guilty
Philip Burgess not Guilty
Patrick Hinderson Guilty

Henry Mitchell Guilty of a Tresspass against the Ld Propr for whipping of James Cullum and doe allow the said Cullum twelue pence dam̃age, whereupon the Court told them they were not to Consider of any dam̃age, therefore theire Verdict receiued as onely Guilty of the tresspass &c

Mary Veitch and Philip Burgess Clear'd by Proclamac̄on noe prson coming in agt them

Patrick Hindersons Indictmt not expressing the uallue of the sheape the Court did Consider thereof that it ought to be incerted, hath therefore Ordered that the said Hinderson doe remaine in the sherriffes Custody untill next Prouinall Court, then to appeare upon the said Indictmt which is to Containe the said matter) onely the price of the sheape soe stollen by him to bee incerted therein

Liber FF Ordred Henry Mitchell doe giue Bond of fourty pounds sterling wth One surety for his appearance next prouin^{all} Court to stand to & abide the Judgm^{t} of the Court in and concerning that indictm^{t} allready found ag^{t} him for hogg stealing

Nicholas Blackdon seru^{t} to Humphery Warren Merchant was brought into Court to haue his age Judged which the Court Judged to be fifteene yeares

Ordered Robert Brookes Attachm^{ts} ag^{t} the Estate of John Bayley be Continued till next Court, when the s^{d} Brookes is to perticularize the Claimes made in his acc^{t} as due from the said Bayley

Thomas Mannyng came into Court and became security for Henry Mitchell in the sum̄e of twenty pounds sterlinge that the said Mitchell shall prosecute his trauerse to the indictm^{t} found ag^{t} him and allsoe the said Mitchell bound wth him in the sum̄e of fourty pounds sterling to prosecute the same

[p. 454] Daniell Stringer is Judg'd to pay to W^{m} Caluert Esq what damages soeuer hath accrued to the said Caluert by the said Stringers killing of a hogg of the said W^{m} Caluerts, as by Confessione of the said Fact in Open Court by the said Stringer made

James Cullum Appealant
from Caluert County Court
ag^{t} John Russell defendant
Ordered this be referr'd back to the County Court againe for a determinac̄on

Thomas Taylor pet^{r}
ag^{t} Tho: Sprigg
Morecroft p̄ Taylor
Caluert p̄ Sprigg
According the Ord^{r} of last Prouin^{all} Court Tho: Sprigg now makes his appearance in defence of that Execuc̄on soe unjustly (as alleadg'd by the said Taylor) laid upon the p^{r}son of th^{e} s^{d} Taylor and put's his answere thereunto into writeing at large

Put to the Vote wether the said Execuc̄on bee sattisfied or nott, Judgm^{t} of the Board that there is remaining Fees due to the said Sprigg from the said Taylor

Put againe to the Vote wether a sherriffe cann Come two yeares after wth an Execuc̄on for such Fees and after the prisoner is sett att liberty by the sherriffe

Judgm^{t} of the Board that the sherriffe ought to keep his prisoner in Custody till hee hath sattisfyed his Fees justly due, or take security for the paym^{t} of them to the time the prisoner receiues his enlargem^{t}, and not sett his prisoner att liberty and come soe long time after wth an Execuc̄on for Fees after his enlargem^{t}

The Comm^{rs} of Charles County according to Ord^{r} of this Prouin^{all} Court hath sent the Charge and Expence of Ralph wormelys and Garrett sennetts by being shott att Pascattaway uizt Liber FF

Ralph Wormleys the whole 1900℔ toƀ: } 5100 ℔ toƀ
Garrett sennetts the whole 3200℔ toƀ: }

Ordered the said seuerall sum̄es of tobacco be put into the next Publicque Leauy

Thomas Gerrard pƚt }
Roger Birtch deft }
Jenifer p̄ quer̄ }
Boughton p̄ defend^{t} }

This Cause respited last Prouin^{all} Court the defend^{t} then hauing time giuen to this Court to proue sattisfacc̄on made to the bill sued for by the pƚt: The defend^{t} againe alleadging that hee had not time to sum̄ons his wittnesses for prouing his said plea Wherefore againe Ordered that the defend^{t} haue time till next Court to proue sattisfacc̄on to the s^{d} Debt and that Cap^{t} Luke Gardner James Edmonds and Samuell Dobson be to the next Prouin^{all} Court Subpoened to testifye on behalfe of the def^{t}

The sherriffe of Caluert County returnes his writts of Attachm^{t} ag^{t} the Estate of John Bayley at suite of Rob: Brooke thus endorced, By uertue of this writt I haue attached the uallue therein specifyed being fiue Thowsand fiue hundred pounds of tobacco in the hands of Robert Brooke as the writt requires the 16th day of February 1666 p̄ mee Tho: Brooke [p. 455]

On the back side of the other writt was endorced thus by uertue of this writt I haue attached the uallue therein specifyed being Eight thowsand pounds of tobacco in the hands of Robert Brooke as the writt requires the 16th Feƀ: 1666 p̄ mee Tho: Brooke

The sherriffe of Caluert County returnes his writt of Attachm^{t} ag^{t} the Estate of James Jolly at suite of W^{m} Moffett the Attorney of Richard Allen, thus endorced

Attached to the sum̄e of Fowre Thowsand fiue hundred pounds of tobacco it lying in William Moffetts howse p̄ mee Tho: Brooke

W^{m} Moffett the Attorney of Richard Allen pƚt }
James Jolly defendant }
Jenifer p̄ quer̄ }
Nottley p̄ defen^{t} }

The defend^{t} in person appeares to redeeme his Estate soe attached as aboue is specifyed—Ordred the defend^{t} doe giue in sufficient security to answere the suite of the s^{d} William Moffetts next Prouin^{all} Court, till which time the said Attachm^{t} is Continued and the Goods soe attached to lye and remaine in the sherriffes Custody, except security soe giuen to answere the suite and abide Judgm^{t} therein

Daniel Jenifer p̄p^{r} }
Jn^{o} Lewger def^{t} }

sherriffe of Charles County returnes his writt that he hath taken the body of the said Jn^{o} Lewger which was required by the Court but noe appearance made Ordred

Liber FF the sherriffe of Charles County to be amerced except he bring the body of the defend^{t} to tomorrow

William Smyth plaintiffe
Katherne Steuens the Adm^{x} of Robert steuens defend^{t}
Morecroft p̄ quer̄
Rozer p̄ defend^{t}

time giuen the defend^{t} till tomorrow morning to put in her plea to the plaintiffes Declarac̄on

William Smyth plaintiffe
Henry Pennington def^{t}
morecroft p̄ quer̄
Caluert p̄ defend^{t}

Time giuen the defend^{t} ut supra

[p. 456] Humphery Warren pl̄t
Thomas Bryon defend^{t}
Jenifer p̄ quer̄
Caluert p̄ defendant

Judgm^{t} Confest by the defend^{t} for the whole bill being the sum̄e of seuen hundred Eighty two pounds of tobaccoe and Caske

William Smyth plaintiffe
William Price defend^{t}
Morecroft p̄ quer̄
Caluert p̄ defend^{t}

The pl̄t craues speciall Bayle for the def^{t} to answere the suite and abide Judgm^{t} of Court therein or to remaine in the sherriffes Custody—Ordered hee be Committed to th^{e} sher̄ Custody Further, Time giuen the defend^{t} to put in his plea tomorrow morning

John Hunt Complainant
Jn^{o} Barnes Fran: Belloes and Henry Parker defend^{ts}
Morecroft p̄ quer̄
Jenifer p̄ def^{ts}

Attachm^{t} issued for the defend^{ts} to appeare this Court to put in theire Answers to the Compl̄t^{s} Bill in Chancery, which writt is Return'd by the sherriffe not Executed—Therefore Ordred the said Attachm^{t} be renewed and that another issue for the said defend^{ts} to appeare next Prouin ^{all} Court

Peter Bully Henry Denning W^{m} Denning Hen: Ellis petth the Court ag^{t} W^{m} Gard for theire seuerall wages
Jenifer p̄ quer̄

The said pet^{rs} delivieing into Court each mans demands (uizt)

Peter Bully	10:10:0
Hen: Denning	7:14:0
W^{m} Denning	7:14:0
Hen: Ellis	7:14:0
W^{m} Gard confesseth Judgm^{t} for th^{e} s^{d} sum̄ of	33:12:0

The said William Gard humbly prayes Attachm^{t} ag^{t} the Estate of Edward Hunt now in the possession of John Pitt for the said sum̄e of 33:12:0 to be paid by him to the seamen abouesaid, and likewise for his owne wages which amounts unto 15 : 3 : 4 in the whole both sum̃es amounting unto £48 : 15 : 4 sterling Liber FF

Ordred that W^{m} Gard late Mast^{r} of the Catch Hope haue attachm^{t} ag^{t} the Goods of Edw^{d} Hunt of New England, now in the possession of John Pitt to whome they were Consigned or else where, to the uallue of the aboue said sum̃e of £48 : 15 : 4 ster̃

W^{m} Gard Peter Bully Henry
Denning W^{m} Denning & Henry
Ellis petitioners to the
Court prayeth
Jenifer p̄ quer̃

That they may haue Attachm^{t} ag^{t} the Estate of John Pitt for fourteene dayes attendance each p^{r}son to this Court Ordered the pet^{rs} haue Attachm^{t} against the Estate of John Pitt for 14 dayes attendance each person att 30^{lb} tob̄ : p̄ diem, which doth amount unto in the whole to 2100^{lb} tob̄b̄

John Trerise pl̃t
John Pitt defend^{t}
Jenifer p̄ quer̃

The sherriffe of Talbott County declareing that the said Pitt doth absent himselfe in the woods to uoid the arrest Whereupon the Act of Assembly being pleaded, The pl̃t humbly Craues an Attachm^{t} ag^{t} the Estate of the defend^{t}—Whereupon the Court hath Ordered that the pl̃t haue attachm^{t} ag^{t} the Estate of the said John Pitt for the dam̃ages alleadg'd in his declarac̄on [p. 457]

W^{m} Gard plaintiffe
Jn^{o} Pitt defendant
Jenifer p̄ quer̃

The sherriffe alleadging the same as aboue, Ordred that the pl̃t haue Attachm^{t} ag^{t} the said John Pitt as Agent and Factor of Edward Hunt in New England for the dam̃ages alleadged in the pl̃t^{s} Declarac̄on

Robert Slye pl̃t:
Geo Attkins who maryed
the Relict of Richard
Pinner defendant

The sherriffe of Charles County hath return'd his writt Non est inuentus, alsoe the pl̃t alleadging that the said Defend^{t} hauing an Estate in Virginia is gone thither to possess the same and to liue by it by which meanes the pl̃t: is remediless to sue for his Just right, Therefore humbly Craues an Attachm^{t} ag^{t} the Estate of the said Rich^{d} Pinners dec^{d} for his debt menc̄oned in his declarac̄on

Ordered an Attachm^{t} issue ag^{t} the said Estate Ret̄. next Prouin^{all} Court

Daniel Jenifer p̄p^{r}
Jn^{o} Reynolds defend^{t}

The defend^{t} confesseth Judgm^{t} to the pl̃t for the remainder of what is due upon the bill sued being One Thowsand Three hundred and four pounds of tob̄b̄: and Caske

George Beckwith pet^{r} for Attachm^{t} ag^{t} the Estate of Jn^{o} Pitt for 1200^{lb} tob̄ : p̄ bill and 500^{lb} tob̄ : p̄ accompt, Ordered by th^{e} Board th^{t} the said Beckwith haue Attachm^{t} for the s^{d} sum̃es

Liber FF Daniel Jenifer pet^{nth} for Attachm^{t} ag^{t} the Estate of John Pitt for 1183^{lb} tob̄: p̄ bill, Ordered by the Board that the said Jenifer haue Attachm^{t} for the said sum̄e

William Smyth plaintiffe
Edward Fuller defend^{t}
Morecroft p̄ quer̄
Jenifer p̄ defendant

The defend^{t} by his Attorney acknowledgeth Judgm^{t} for Three Thowsand Fiue hundred pounds of tobaccoe according to the pl̄t^{s} Declarac̄on

The Court is Adjourn'd till tomorrow morning att 9 of the Clock

[p. 458] The Court all mett as yesterday This being the 11th day of Aprill 1667

William Smyth plaintiffe
Katherne Steuens the Adm^{x} of Robert Steuens defend^{t}
Morecroft p̄ quer̄
Rozer p̄ defendant

The defend^{t} according to yesterdays Ord^{r} putts in her plea which is as followeth

Katherne Steuens Adm^{x} to Robert Steuens by her Attorney Ben: Rozer cometh & defendeth the wrong when &^{c}: and saith that the said Robert Steuens did not assume or promise to the said W^{m} Smyth any of the p^{r}misses as is alleadged and of this puts her selfe on th^{e} Country

Benjamin Rozer

And alsoe the said William Smyth

Ordered a Jury be forthwth impannell'd, whose names the sherriffe returnes as followeth

Foreman Thomas Mannyng
Sam^{ll} Chew
Tho: Taylor
Geo: Beckwith
John Wright
Henry Gooddrick
John Neuell
Richard Bayley
Roger Birtch
Rob: Tylor
John Reynolds
John Floyd

being all Called answered to theire names & were sworne to try the issue now depending betweene the pl̄t and defend^{t} according to theire Euidence

The pl̄t^{s} seru^{t} william Fardell being then Called to proue the Justness of the said tobaccoe due to the pl̄t as is alleadg'd in his declarac̄on which was accordingly done and proued in euery perticuler, as allsoe those Notes charg'd by the said Robert Steuens on the pl̄t payable to Hen: Hare and seuerall other persons was likewise proued by the said wittness by the said Steuens acknowledging the same in the p^{r}sence of the said wittness and after Credite giuen thereon by the pl̄t:

The Jury hearing the Euidence went forth to Consider thereon, Who after a while returning into Court and being called by theire names answered euery man thereunto and likewise said they were all agreed Liber FF

Theire Charge being allowed according to Act of Assembly They then deliuer in theire Verdict on the back side of th^{e} declarac̄on in these words following

The Jury finde for th^{e} Defend^{t} Non Assumpsit

William Smyth plan^{t}
William Price defend^{t}
Morecroft p̄ quer̄

Defend^{t} according to the Order yesterday [p. 459] past puts in his plea, alleadging that he hath a receipt for Nine thowsand pounds of tob̄: out of twenty thowsand pounds which the Defend^{t} acknowledgeth to be p^{d} th^{e} pl̄t: and w^{ch} was the whole that the defend^{t} was to sattisfye the pl̄t as by Agreem^{t} betweene them made, Whereupon the defend^{t} acknowledgeth Judgm^{t} to the pl̄t for the remainder of the said twenty Thowsand pounds of tobaccoe Which is Eleauen Thowsand due to the pl̄t: p̄ ditto Judgment

Ordered th^{e} def^{t} doe Continue in the sherriffs Custody till he sattisfye th^{e} same

Reymond Staplefort
petitioneth th^{e} Court

Ordered that the Estate of John Bayley in the hands of Robert Brooke be secured by the sherriffe of Caluert County, That it be not paid away to Bayley and that Rob^{t} Brooke appeare next Court to defend his said Attachm^{t} ag^{t} the said Estate, and that Reymond Staplefort haue a new Attachm^{t} ag^{t} any part of the said Bayleys Estate in any other persons hands

The Gouerno^{r} by a letter to the Chancello^{r} doth Certifye therein, That he doth Assigne Ouer to Cap^{t} Josias Fendall for the use of Samuell Cooper that Recognizance of fifteene thowsand pounds of tobaccoe to be paid and sattisfyed by w^{m} Price who marryed the Relict of Hugh Lee and forfeited by the said Lee, since which it is to be sattisfyed by William Smyth who become security for the said w^{m} Price

The Gouerno^{r} hauing Obleiged himselfe therein to giue the said W^{m} Smyth a discharge for the same when by him sattisfyed as aforesaid

William Smyth plaintiffe
Henry Pennington defend^{t}
Morecroft p̄ quer̄
Caluert p̄ defendant

The pl̄t sues the defend^{t} in a plea of Tresspass upon the Case for foure hundred fourty nine pounds of tobacco & Caske—The defend^{t} puts in his plea (uizt):

In Nulo est Culpabilis de transgressione praedicta and upon this wee put o^{r}selues upon Our Country Wil̄l: Caluert

Liber FF The pl̄t demurrs in law to the defend^{ts} plea, The defend^{t} Joynes in demurrer, The pl̄t makes it a wrong plea, there being noe such plea to an acc̄on of tresspass upon the Case, the said plea being proper to an acc̄on of tresspass onely, Therefore Craues Judgm^{t} upon the pl̄t^{s} Declarac̄on, the defend^{t} ouer Ruled in his demurrer Therefore Judgm^{t} awarded ag^{t} the defend^{t} to sattisfye the pl̄t the said sum̄e of 449^{lb} tob̄: according to his Declarac̄on

[p. 460] Anthony Callaway pl̄t
Jn^{o} wright who marryed the Relict of Bartholem^{w} Gleuin defendant
Morecroft p̄ quer̄
Caluert p̄ defend^{t}
Time giuen the defend^{t} to put in his plea tomorrow morning

Toby Wells plaintiffe
Jn^{o} wright Gleuins Relict ut supra defendant
Morecroft p̄ quer̄
Caluert p̄ defend^{t}
Time giuen the defend^{t} till tomorrow morning to put in his plea

Thomas Ringould pl̄t:
Tho: Hinson & Henry Parker defendants
Morecroft p̄ quer̄
Jenifer p̄ defend^{ts}
According to the Ord^{r} of last Prouin^{all} Court, a Jury is now impannell'd to goe upon the merritts of the whole Cause, whose names are as followeth (Vizt)

Foreman	Thomas Sprigg	Toby Wells	Being all Called and sworne
	Sampson Waring	Jn^{o} Odber	
	Henry Hyde	W^{m} Groome	
	Richard Loyde	Rob: sampson	
	Joseph Horseley	Sam̄ Chew	
	Ant^{o} Callaway	Geo: Beckwith	

After which all pattents and papers tending to either plott of land (and all wittnesses heard and sworne in Court) were deliuered to the Jury, who went forth to Consider thereof, And after a while returnes againe into Co^{rt} and hauing answered to theire names, desires theire Charge may be allowed, which was accordingly Ordered

Whereupon they deliuer into Court theire Verdict as followeth

The Jury hath found for the Plaintiffe, And allowes for dam̄age two pence Sterlinge

The defend^{t} Craues time to moue in Arrest of Judgm^{t}—Time giuen the defend^{t} to the end of the Court to put in his errors

Court adjourn'd till tomorrow morning 9th of the Clocke

[p. 461] The Court all mett as yesterday This being the 12th day of Aprill 1667

Liber FF

Daniel Jenifer p̄pr
John Lewger defen^{t}

According to the foregoeing Ord^{r} in fo: 455 the defend^{t} being attached by a writt of priuiledge, and yet noe Appearance made, Ordered the sherriffe of Charles County who did take the body of the defend^{t} according to the writt be amerced, and that the pl̃t haue his remedy ag^{t} the said sherriffe for the defend^{ts} not appearing

William King petitioneth the Court That George Colton late of Caluert County dec^{d} was at the time of his decease endebted to the s^{d} Pet^{r} the sum̃e of One Thowsand pounds of tobaccoe Wherefore hee prayeth Ord^{r} ag^{t} the Estate of the said decedent for the said sum̃e

Ordered that the said W^{m} King bee forthwith sattisfyed the sum̃e of One Thowsand pounds of tobacco & Caske Out of the Estate of the said George Colton deceased

Toby Wells plaintiffe
Jn^{o} wright who maryed the Relict of Barthol^{w} Gleuin defendant
Morecroft et Jenifer p̄ quer̃
Caluert et Boughton p̄ def^{t}

The defend^{t} being brought heither by a Scire facias upon a Recognizance acknowledged in Court by his predecessor Gleuin for Six and twenty thowsand pounds of tob̃: of tob̃b̃: The defend^{t} pleadeth that hee hath fully Administred and noe Assetts remaining of the Estate

The pl̃t denys that the defend^{t} hath fully administred, yet neuertheless further alleadging that debts of the highest Nature ought to be first sattisfyed this being a Recognizance acknowledged by the said Barth: Gleuin in this Court which was likewise the Opinion of the Court

Whereupon the defend^{t} produceth a receipt for part of the said 26000^{lb} tob̃: which was allowed of by the pl̃t: and the remaind^{r} thereof due to the pl̃t is Fowreteene Thowsand three hundred and seauenteen pounds of tob̃: for which sum̃e Judgm^{t} past against the defend^{t} to sattisfye to the plaintiffe, as allsoe to sattisfye the pl̃t halfe of all Charges expended in that suite when the s^{d} Gleuin acknowledged the said Recognizance to the pl̃t: the said Toby Wells hauing sattisfyed the full Charge therein which Condic̃on was expressed in the said Recognizance soe past to the said Toby Wells

[p. 462]

Anthony Callaway pl̃t
John Wright who marryed the Relict of Barthol^{w} Gleuin defendant
Morecroft p̄ quer̃
Caluert et Boughton p̄ defendant

Defend^{t} pleads not Guilty The pl̃t^{s} lease being read and acknowledged by the defend^{t} all Euidences being sworne it was prou'd that the pl̃t was disturbed by the defend^{t}—Ordered a Jury bee impannel'd to enquire of Dam̃ages susteyned by th^{e} pl̃t:

Liber FF The sher̄ returnes a pannell of Jurors to enquire of Dam̄ages inter Calloway and Wright whose names are as foƚƚ:

Foreman James Ringould	W^{m} Ireland
Tho: Taylor	W^{m} Kate
Rob^{t} Sampson	John Hunt
Tim^{o} Gooddrick	John Anderson
Jn^{o} Craycroft	Tho: Wynne
James Varloe	W^{m} Lawrence

Being called all answered to theire names and were sworne

All Euidences being heard and the Jury hauing theire Charge giuen went forth together to Consider thereon And after awhile coming into Court answering all to theire names and saying they were agreed deliuered in theire Verdict (uizt)

That the Jury finde for the pƚt Two Thowsand Fiue hundred pounds of tobaccoe Ordered it bee soe entred for Judgm^{t}

The Court adjourns untill 2 of the Clock in the afternoone

All mett as in the morning

Ordered that Henry Mitchell doe sattisfye to John Walton 9 dayes goeing Comeing and Attendance att 30^{lb} toƀ: p̄ diem: being 270^{lb} toƀ:

Ordered that Thomas Ringould doe sattisfye unto Joseph wicks Eighte hundred and tenn pounds of tobaccoe being by him sum̄oned

The Court is adjourn'd untill 9 of the Clock tomorrow morning

[p. 463] The Justices all mett as yesterday This being the 13th day of Aprill 1667

Thomas Ringould plaintiffe Tho: Hinson & Parker defe^{ts} Morecroft et Caluert p̄ quer̄ Jenifer p̄ defendant	The defend^{t} hauing time to the end of the Court to moue in arrest of Judgm^{t} doth now declare to the Court that hee shall decline the same & not proceed therein

John Stansby Complainant Richard Wells sen^{r} & Rich: Wells Jun^{r} defendants Morecroft Caluert et Nottley p̄ quer̄ Jenifer p̄ defendant	The Complain^{t} hauing preferr'd his bill in Chancery which being read the defend^{ts} doth now put in theire Joynt & seuerall Answers to the said Bill, The Complain^{t} Craues time to put in his replicac̄on to the said Answers, Time

giuen the Compƚt to put in his replicac̄on to the answers of the defend^{ts} till the afternoone or before the Court breakes up this being the last day thereof

Liber FF

Thomas Gerrard plaintiffe
Tho: Dent & Hen: Hyde def^{t}
Morecroft p̄ quer̄
Jenifer p̄ defendant

This Cause respited from last Court, The Defend^{ts} then pleading the Generall issue not Guilty—after much debate on the p^{r}misses The Court found for the defend^{ts} but noe Cost to be allowed them

Thomas Gerrard pl̄t
Jn^{o} Foxhall defend^{t}
Morecroft p̄ quer̄
Rozer p̄ defend^{t}

The defend^{t} puts in his plea (uizt) In Nullo est Culpabilis de transgressione predicta

Benj: Rozer

and upon this puts himselfe upon the Court and the pl̄t likewise—The pl̄t alleadgeth that the defend^{t} tooke the proffitts of the land of whome hee therefore craues sattisfac̄con further prouing by the Oathes of seuerall wittnesses that the defend^{t} did on the said land make Corne tob̄b̄: and Cider of the apples in the Orchards on the said land

Judgm^{t} of the Board that the defend^{t} doe sattisfye to the pl̄t Fiue Thowsand pounds of tobaccoe for dam̄ages besides Cost of Suite

The Court is adjourn'd till 2 of the Clock in the afternoone

The Court all mett as in the morning

[p. 464]

Richard Loyd and Walter Pake of Newtowne Came into Court, and Obleig'd themselues to Sattisfye to Thomas Gerrard the aforesaide Judgm^{t} of Fiue Thowsand pounds of tob̄b̄: past against John Foxhall wth Cost in the said suite, Who was accepted of for the paym^{t} of the same

Augustine Herman the Adm^{r} of the Goods and Chattles of John Brett late of Baltemore County came this day and exhibited his accompt of the said Estate upon oath whereby it appeared hee had fully Administred the same

Whereupon Ordered he haue his Quietus Est upon the said Estate

Upon Complaint made to the Court (by way of pet^{n}) by Augustin Herman and Jn^{o} wright that they were illagally taken into Execuc̄on by a writt issueing out of the County Court of Kent Concerning the Estate of Jn^{o} Brett dying in Co-partnership wth Henry Gooddrick att whose suite the said Execuc̄on issued

Whereupon Ordered that the said Aug^{o} Herman & the said John wright be sett att liberty by the sherriffe of Kent County wthout further keeping them und^{r} Execuc̄on

Thomas Courtney Constable of S^{t} Marys Hundred p^{r}sents Thomas Innes and Tho: Wynne for the Court to Choose one to be Constable

Liber FF of the said Hundred, Ordered that Thomas Innes bee Constable of the said Hundred this ensueing yeare

Robert King Constable of St Michaells Hundred prsents Tho: Paine Tho: Ward and Tho: Griffin for the Court to Choose One to be Constable of the said Hundred, Ordered that Thō: Griffin be Constable of the said Hundred this ensueing yeare

[p. 465] John Corbett Petitioneth the Court

That hee being in a languishing condic̄on in Body, and Cann haue noe remedy from his Mastr Joseph Tilly for the Cure of his distemper that hangs upon hime

Ordered That Docter John Stansby doe pay to the said Joseph Tilly a hhd of tob: to Containe 350lb weight for the seruitude of the said John Corbett, and that hee doe take the said Corbett into Cure, And further Ordered that the said Corbett doe sattisfye and pay unto the said Docter Stansby the sum̄e of Two Thowsand pounds of tobacco and Caske, for his said Cure, or to serue him two yeares after the Expirac̄on of his first time of Seruice

Thomas Vaughan petitioneth the Court

That hee hauing serued his time wth Eliz: Greene cannot procure his Corne and Cloathes

Ordered she the said Eliz: Greene doe pay the petr his Corne and Clothes upon the plantac̄on where hee serued his time forthwth

Mathew Skippe petitioneth the Court for Corne and Cloathes out of the Estate of Capt Nico Gwyther deceased wth whome hee serued his time

The Administr doth acknowledge the same to be due, which was Ordred by the Board

Martha Crab petitioneth the Court

That she being lame and cannot maintaine her selfe desires the Court to Order her sustenance in some place or other

Ordered that Walter Pake doe still keepe the petr and that he allowed the same this yeare that the County Court made him last yeare

Joseph Edloe petitioneth the Court

That hee being troubled wth an old ulcher in his legg and cannot gett Cure for the same desires the Court to dispose of him to some prson that will take care in the Cureing of the same, and also become his Guardian untill hee arriues to the age of 21 yeares

Ordered that the petr doe liue wth Mr Tho: Powell of Talbott County untill hee shall arriue to the age of One and twenty yeares and that the said Powell doe take some speedy remedy for the Cureing his said Ulcher

The Court hath Ordered that Thomas Paine doe sattisfye to Vincent Atcheson the Attorney of Compton Gwyther Three hundred pounds of tobacco for Cost of suite Liber FF [p. 466]

The Court hath Ordered that Tho: Hinson and Henry Parker doe sattisfye unto Thomas Ringould Fowre Thowsand Eighte hundred pounds of tobacco for Cost of suite

Ordered that w^{m} smyth doth sattisfye to Katherne steuens the Adm^{x} of Rob: Steuens Two hundred and seauenty pounds of tobacco for Cost of Suite

Ordered that Henry Pennington doe Sattisfye to W^{m} Smyth Two hundred and Fourty pounds of tobacco for Cost of Suite

Ordered that John Foxhall doe sattisfye unto Tho: Gerrard Eighte hundred and Fourty pounds of tobacco for Cost of suite

Ordered that John Wright doe Sattisfye unto Toby Wells Three hundred pounds of tobaccoe for Cost of suite

Ordered that John Wright doe sattisfye to Anthony Callaway Twelue hundred and Sixty pounds of tobacco for Cost of suite

John Stansby Complainant Richard Wells Sen^{r} & Richard Wells Jun^{r} defendants Morecroft et Caluert p̄ quer̄ Jenifer p̄ defendants	The Defend^{ts} as said before hauing put in theire Answers to the said Bill of the Complainants The Compl̄t now comes into Co^{rt} and puts in his replicac̄on to the said Answers

The Court being ended and noe other Bussiness depending, It is therefore Ordred that the defend^{ts} doe put in theire Rejoinder on munday morning att the Gouerno^{rs} howse att Mattapenny where the Councell will then meett & sitt in Chancery to put a determinac̄on herein,

This Prouin^{all} Court ended And the next Court to be held the 4th day of June next ensueing

Att a high Court of Chancery held att Mattapenny on the 15th day of Ap^{r} in the 35th yeare of the Dominion of Caecilius &^{c} annoꝗ Domini 1667 [p. 467]

P^{r}sent in Court the Gouerno^{r} and Chancello^{r} with Jerome White Esqꝫ and Coll̄: W^{m} Euans

John Stansby Complainant Rich: Wells Sen^{r} & Richard Wells Jun^{r} Defendants Morecroft et Caluert p̄ quer̄ Jenifer p̄ defendant	Time giuen the defend^{ts} (by this Court held att S^{t} Marys the 13th day of Aprill being satterday last) to put in theire Rejoinder to the pl̄t^{s} Replicac̄on, The which they now deliuer into Court

The Pl̄t Craues time for halfe an hour to put in his sur Rejoinder to the Rejoinder of the said defend^{ts} which time was allowed him

Liber FF After a while the pl̄t comes into Court and deliuers his Surrejoinder to the Defend^{ts} said Rejoinder, wherein they prayeth that the said defend^{ts} may Answere to some few Interrogatories therewth to the Co^{rt} p^{r}sented

which said Interrogatories were put to the def^{ts} who answered to them upon Oath

After which the pl̄t desires a day may bee appointed for him to put in some other Interogatorys and then to proceed to the Examinac̄on of wittnesses and after publicac̄on of the whole matter from this Hon^{ble} Court to proceed to a hearing

Ordered that the pl̄t doe put in his said Interrogatories to the Chancello^{r} by munday next being the 22th day of this month of Aprill

Richard Wells sen^{r} one of these defend^{ts} being to depart the Prouince uery suddainely, It was therefore desired by the pl̄t: That the said defend^{t} may haue some p^{r}son responceable for the Judgm^{t} & Cost hee shall recouer ag^{t} hime,

Whereupon the said Richard Wells Sen^{r} declared in Co^{rt} that hee hath Constituted his sonn Rich^{d} Wells Jun^{r} his true & lawfull Attorney to sue and be sued

Upon the pet^{n} of Jn^{o} Boague Ouerseer of the Estate of Mary Bateman dec^{d}: It is Ordered that the said Boague haue Attachm^{t} ag^{t} the Estate of John Pitt for the sum̄e of Two Thowsand Three hundred Thirety Six pounds of tobaccoe being soe much due to the Estate of the said Mary Bateman from the Said Pitt upon two bills under the said Pitts his hand

[p. 468] Joseph Hackney aged forty yeares or thereabouts sworne on th^{e} Ninth day of Aprill One thowsand six hund^{ed} sixty seaven saith

That there was Sixe head of cattle given to william Gwither by Capt^{n} William Hawley his Godfather and th^{t} wth some of theis Cattle (vizt) Three heifers with calfe did purchase & buy th^{e} gray Mare maked eid̄ now in th^{e} possession of the s^{d} William Gwyther & claimd by him as his proper Goods & chattles

Nicholas Gwither aged sixteene years or thereabouts sworne on th^{e} same Day idem wth Joseph Hackney as Supra Verbatim

William Gard aged five & twenty yeares or thereabouts sworne saith

That about th^{e} beginning of March last and often sithence the said William Gard hath heard John Pitt say as well to John Treris as himselfe Speaking concerning the Entring of their Vessells th^{t} Neither the said John Treris nor himselfe needed not to feare any thing for he would warrant th^{t} the ƚre that had sent downe to the Governour would doe their businesse And further saith not Liber FF

William Gard

Sworne in open Court th^{e} Thirteenth day of January 1667

Philip Calvert

The Deposic̄on of George Efford aged xxxv yeares or there about sworne saith [p. 469]

That th^{e} Barke William late of New England whereof was Master John Treris arriving in Choptancke River in th^{e} Province of Maryland about th^{e} beginning of March last past when & where came on bord th^{e} s^{d} barke John Pitt of Choptanck afores^{d} wth whom th^{e} s^{d} Master John Treris had some words concerning th^{e} Entring of th^{e} barke & the deponent did there heare John Pitt say that he would Save him harmless from all dam̄ages for he would write a Lr̄e to th^{e} Goūnour which should Doe as well as if he went downe whereupon th^{e} Master did sell him two pypes of wine & further saith not

Sworne in open Court th^{e} George Efford
13th day of Aprill 1667
Philip Calvert

The Deposic̄on of John Pake aged five & twenty yeares or thereabouts sworne saith

That the Barke William late of New-England whereof was Master John Treris Arriving in Choptanck river in this province of Maryland about th^{e} beginning of March last past when and where came on bord the said Barke John Pitt of Choptanck aforesaid with whome the said Master John Treris had some words concerning the Entering of the Barke And the Deponent did then heare John Pitt say that he would save him harmless from all damages for he would write a ƚre to the Governour which would Doe as well as if he went Downe Whereupon the Master sold him Two pipes of Wyne And further saith not [p. 470]

th^{e} m̄ke of
John I P Pike

Sworne in open Court the
13th Day of Aprill 1667
Philip Calvert

The Deposic̄on of Samuel Line aged two and twenty yeares or thereabouts sworne saith

That th^{e} Barke William late of New-England whereof was Master John Treris arriving in Coptanck river in this province of Maryland about th^{e} beginning of March last past when & where came on bord the said Barke John Pitt of Choptancke afores^{d} with whom the said Master John Treris (John) had some words concerning th^{e} Entering of th^{e} Barke and the Deponent did then heare John Pitt say that he would Save him harmelesse from all Damages for he would write a letter to th^{e} Governor would be as well as that if he went downe

Liber FF whereupon th^e Master Sold him two pipes of wine & further saith not
Sworne in Open Court th^e Samuell Line
13th Day of Aprill 1667
Philip Calvert

I do hereby appoint John England and Robert Tylor appraiso^{rs} [p. 471] of the Katch Hope lately condempned as forfeited upon th^e acts of Parliam^t for encouragem^t of Trade and increase of Shipping Given under my hand this Twelfth of Aprill 1667
Philip Calvert

Memorand the said Appraisers were imediately sworne before me
Philip Calvert

Wee the two Praysers John England and Rob^t Tylor doe and have Appraysed th^e Ketch within named & all her Materiall at Fifty pounds Sterling Wittnes our hands this Thirteenth of Aprill 1667
John England
Robert Tyler

Bee it knowne unto all men by theis presents That wee Thomas Burch of the Clifts in th^e County of Calvert planter and William Worgen of th^e same place & County Carpenter doe owe & stand indebted Joyntly & severally unto John Thormer of th^e Clifts in th^e County of Calvert plantor his heires or assignes th^e full & Just Sum̃e of one hundred thousand pounds of good well condic̃oned sound large bright tobacco & caske th^e caske not tearing above Seventy pound to be paid on th^e tenth of October next ensueing the date hereof att the late Dwelling howse of th^e s^d Thurmer Scituate on th^e Clifts or any other place th^t he or his assignes shall life of, of th^e best of their Crop & none to be paid away till th^e s^d Thurmer be paid & for th^e true performance hereof Wee do bind our selves Joyntly & seũally & either of us our heires Executors Adm^{rs} and assignes Crop & Crops firmly by theis presents In wittnes hereunto wee have sett our hands & seales this Eight Day of December One thowsand six hundred Sixty and Sixe

[p. 472] The Condic̃on of this Obligac̃on is such That if the above bound Thomas Burch & William Worgen or either of them their heires Executors adm^{rs} or assignes Doe well & truly pay or cause to be paid unto John Thermer his heires or assignes th^e Just Sum̃e of fifty thowsand pounds of good Sound bright & large well condiconed tobacco & caske th^e caske not taring above Seventy pounds th^e said Tobacco to be paid at th^e late dwelling howse of th^e afores^d Thermer Scituate on th^e Clifts or any other place th^t he the s^d Thermer or his assignes shall like of & none of the Crop to be payd away till he the said Thermer of th^e best of their Crop the s^d fifty thowsand pounds of tobacco to be payd at Six Severall paym^{ts} in Manner &

forme following th^{e} first payment to be at or upon th^{e} tenth of October in the yeare one thowsand six hundred sixty Seaven if they plant if not in th^{e} next ensueing yeare the first payment being eight thowsand three hundred thirty & three pounds of tobacco and caske and th^{e} same quantity in th^{e} tenth of Octob̄ in the yeare one thowsand six hundred sixty eight the same quantity on th^{e} yeare One thowsand six hundred sixty nine th^{e} same quantyty in th^{e} yeare one thowsand six hundred & seventy & th^{e} same quantity in th^{e} yeare one thowsand six hundred Seventy one & on th^{e} tenth of Octob̄ in th^{e} yeare One thowsand six hundred seventy two the Sum̄e of eight thowsand three hundred thirty & five pounds of tobacco & caske & for th^{e} true p̄formance hereof wee bind our selves joyntly & seūally & either of us our heires executors Adm^{rs} & assignes Crop & Crops firmly by theis presents In wittnes hereunto wee have here unto set to our hands & Seales this eight day of December One thousand six hundred Sixty and sixe this Condic̄on being performed th^{e} bond to be void otherwise to remayne in full force & vertue Liber FF

Thomas Burch
(seale)
th^{e} m̄ke of
William M Worgen
(Seale)

Signed Sealed & deliūed
in th^{e} p̄nce of us
Sampson Waring
George Read
th^{e} m̄ke of
John I Jones
th^{e} m̄ke of
Frances F Huchings

Acknowledged in Open Court by Thomas Burch the twelfth day of Aprill One thousand Six hundred Sixty Seven to be the Right of th^{e} said John Thurmer & his heires for ever [p. 473]

Daniell Jenifer
Cler̄

This Indenture made the twenty third day of October in th^{e} yeare of our lord one thousand Six hundred Sixty & sixe Betweene Thomas Gerrard of S^{t} Clements Manno^{r} Esq^{r} of th' one party & James Edmonds of the other party wittnesseth th^{t} the said Thomas Gerrard doth for a valuable considerac̄on bargaine & Sold & by theis presents doth Bargaine & Sell unto th^{e} s^{d} James Edmonds one parcell of land bounded as followeth beginning att a marked Gumm standing in a Swampe neere to th^{e} head of th^{e} backe creeke of Cannow Necke and Soe running by a Straight line South west & by west neerest unto a marked Gumme standing on th^{e} side of a swampe which is att head of M^{r} Gardeners creeke both trees being M^{r} Gardners bound trees of his land th^{e} said line conteyning one hund^{d} & tenn perches soe running west one hundred & fifty perches in length & th^{e} bredth to be one hundred & tenn p̄ches unto th^{e} full length w^{ch} is one hundred & fifty perches conteyning by estamac̄on One hundred acres be itt more or lesse Scituate lying & being in th^{e} Province

Liber FF of Maryland wth free ingreese egress & Regresse for hoggs & cattle and likewise free liberty of Hunting hawking fishing & fowling as alsoe to fell trees and carry away Timber for th^{e} use of th^{e} s^{d} Edmonds To have and to hold The s^{d} one hundred acres of land with all priviledges profitts & Commodityes unto him th^{e} said James Edmonds his heires and assignes from the Day of the Date hereof [p. 474] for ever Yeilding & paying there fore yearely & eũy yeare unto th^{e} s^{d} Thomas Gerrard his heires & assignes one Barrell of sound Indian Corne or tenn shillings sterling or one hundred pounds of good tobacco & two Capons forty dayes before or after Christmas att th^{e} Manno^{r} house of S^{t} Clem^{ts} afores^{d} & there to appeare upon Sum̄ons to doe Homage & service att Court leets & Court Bar̄ons th^{t} shall or may be holden upon th^{e} said Mannor according to th^{e} Usuall Custome of England or th^{e} lawe of this province And th^{e} s^{d} Thomas Gerrard doth bind himselfe his heires Executo^{rs} Administrato^{rs} & assigns to warrant defend and mainteyne th^{e} said Bargaine & Sale of the above said land unto th^{e} said James Edmonds his heires Executo^{rs} Adm^{rs} & assignes from all Just claimes & titles to be made by any p̄son or persons whatsoever In wittnes whereof th^{e} parties above named to theis p̄nt Indentures interchangeably have sett their hands and Seales th^{e} day & yeare above written

The aboves^{d} land held of S^{t} Clem^{ts} Manno^{r}
Signed sealed & deliũed Tho: Gerrard
together wth possession given
wth Turfe & twigg in th^{e} p̄nce of us
Simon Reeder
Tobias Bayly

This Indenture made th^{e} third day of Aprill Anno one thousand six hundred Sixty & Seven Betweene James Hussey of Charles County in the Province of Maryland planter of th^{e} one p̄ty & John Hackester of th^{e} said Province & County of th^{e} other party Cooper wittnesseth that th^{e} s^{d} James Hussey as well for & in considerac̄on of the Quantity of eight thousand pounds of tobacco in hand payd before th^{e} Ensealing & delivery hereof by th^{e} s^{d} John Hackister, whereof & wherewth th^{e} said James Hussey doth acknowledge himselfe Satisfyed contentented & paid and thereof & of every part & parcell thereof doth acquitt & discharge th^{e} said John Hackister his heires Executors & Adm^{rs} & every of th^{m} by theis presents as allsoe for divers good causes & considerac̄ons him thereunto moving have granted bargained & Sold assigned Sett oũ & confirmed & by theis presents doe fully cleerly & Absolutely grant bargaine & sell assigne [p. 475] Sett over and confirme unto th^{e} said John Hackister his heires executo^{rs} and Adm^{rs} all th^{t} parcell of land called Rivers's Spring Scituate lying & being on th^{e} East side of th^{e} fresh of Avon river form̄ly called Nangemy creeke in Charles County next adjoyning to th^{e} land

Liber FF

of James Lindseys westermost bounded tree being a Pokicory tree bounding on th^{e} west by a line drawne North for bredth one hundred & fifty perches to a marked pokicory tree on th^{e} North by a line drawne East from th^{e} s^{d} Pokicory for length two hundred twenty and five perches on th^{e} East by a line drawne Sowth for bredth one hundred & fifty perches unto th^{e} land of James lindsey on th^{e} west with the said land Conteyning & now laid out for two hundred & fifty acres more or lesse the said land being taken up by Christopher Rivers th^{e} patent bearing date th^{e} two & twentyeth day of June in th^{e} two & thirtyeth yeare of his lo^{ps} Dominion over this said province anno Domini one thousand Sixe hundred Sixty three and now in th^{e} possession of the above s^{d} John Hackister all & Singuler which said parcell of land together with all & Singuler th^{e} houses buildings structures & edifices whatsoever there unto belonginge or apperteyning together with all the Orchards, Gardens pastures, feedings, Commons, Commons of pastures Ranges for hoggs Woods underwoods waters water courses fishings fowlings waies Easem^{ts} profitts Commodityes hereditaments whatsoever unto th^{e} said land belonging or in any Manner of wise apperteyning To have and to hold th^{e} said Parcell of land and all & singuler th^{e} premisses before menc̄oned to be hereby bargained & sold with th^{e} appurtenances there unto belonging & every part & p̄cell thereof w^{t}soeū before named or Recited unto th^{e} sayd John Hackest^{r} his heirs Executors Adm^{rs} & assignes for ever Yeelding and paying there fore yearely to th^{e} R^{t} hon̄orable th^{e} Lord Proprietor of this Province the Rents due for th^{e} said land at th^{e} feast of the Nativity of our blessed lord and Saviour Jesus Christ, if the same be lawfully demanded & th^{e} s^{d} James Hussey for himselfe his heirs Executo^{rs} & Administrators Doe Covenant and agree to and wth th^{e} said John Hackester his heires Executo^{rs} Administrors and assignes & every of them by theis presents that he the sayd John Hackister his heires Executors Adm^{rs} & assignes shall and May peaceably & Quietly have hold, Occupy possesse and enjoy all and [p. 476] Singuler th^{e} premisses bargained & sold & eūy part and parcell thereof with every th^{e} R^{ts} Members and appurtenances without th^{e} lawfull lett Suite trouble Evicc̄on Exquisic̄on interupc̄on or demand lawfully claiming by from or under them or any of them or to their or any of their uses or from or under their or any of their uses Intailes wills Rents charges Rent services titles Estates meanes or procurements As also acquitt and Discharge or within convenient tyme after reasonable request made well & sufficiently saved & kept harmlesse of & from all manner of former bargaines Sales leases Estates former leases, titles Dowers, R^{ts} or titles of Dowers Joynttures uses intayles Wills Rents Charges Rent services arrearages of Rents Statutes Recognizances Judgem^{ts} Exemc̄ons titles troubles charges & dem^{ds} whatsoeū had made done Comitted or wittingly or willingly suffered by the said James Hussey his heirs or assignes

Liber FF or any of them or of or by any other p̄son or p̄sons whatsoeū lawfully claiming by from or under th^{m} or any of them or to their or any of their uses or by their or any of their titles Estates meanes or procurem^{ts} & th^{e} s^{d} James Hussey for himselfe his heires executors & Adm^{rs} & all & singuler the premisses before bargained & sold wth their appurtenances & every part & parcell thereof unto th^{e} said John Hackister his heires Executo^{rs} Adm^{rs} & ass^{s} to th^{e} intent & meaning afores^{d} shall & will warr^{t} & for eū defend by theis p̄nts In wittnes whereof th^{e} p̄ties first above mencoñed or named to theis present Indentures have int̄changeably sett their hand & Seales th^{e} Day & yeare above written

his m̄ke
James I H Hussey
(sealed)
John Hackster
(seald)

Signed sealed a deliūd
Together with possession
of livery & seizin by turfe
& twigg in presence of us
Robart Robines
Richard Jones
his m̄ke

[p. 477] Acknowledged by James Hussey in Open Court On the Eleaventh Day of Aprill One Thowsand six hundred sixty seaven to be th^{e} Right of the said John Hackister and his heires for ever

Daniel Jenifer C̄lke

To th^{e} R^{t} Hono^{ble} th^{e} Leivtenn^{t} Gen^{ll} Chancello^{r} & Justices

John Hopkins yo^{r} hono^{rs} pet^{r} in humility sheweth

That whereas your petic̄oner att his arrivall in virg^{a} (being th^{n} a Serv^{t} was sold unto one w^{m} Hardich for th^{e} time of 5 yeares with w^{ch} said Hardich your peticoner served three yeares att th^{e} Expirac̄on of which said terme of three yeares th^{e} Said Hairdich sold your petic̄o^{r} to one William Browne att Brittans bay late dec^{d} wth which s^{d} Browne your peticoner served one yeare or thereabouts before th^{e} s^{d} Browne his decease & one other yeare being the Remaynder of th^{e} said five yeares of servitude yo^{r} petic̄oner hath served to th^{e} Estate of the said Decedent Notwthstanding his true service according to th^{e} terme of yeares first menc̄oned and Expired about the tenth day of November last past your peticoner is deprived and Denied by Edward C̄lke & John warren Oūseers to the s^{d} Estate of th^{e} dec̄d of his corne & cloathes due to him as aforesaid

[p. 478] Your Peticoner therefore humbly Implore Order ag^{t} th^{e} s^{d} Estate of W^{m} Browne deceased for his Corne & Clothes according to th^{e} act in th^{t} case provided And your pet^{r} shall pray &c

Ordered th^{t} Edward Clarke and John Warren be Summoned to shew Cause why they do not pay the pet^{r} his Corne & clothes

Philip Calvert

This Indenture made the xth Day of Aprill in the xxxiiiith yeare Liber FF of the Domn of the Rt honble Caecilius Lord and Proprietary of this Province of Maryland Betweene Phillip Calvert Esquire of the County of St Maries of the one part and William Groome of Calvert County gent on the other p̄ty Wittnesseth that the said Philipp Calvert for divers good causes & consideracõns him thereunto moving but especially for & in consideracõn of the sum̄e of Fifteene thowsand pounds of tobacco to him in hand payd att & before the Sealing and Delivery of theis presents whereof & wherewith he acknowledgeth himselfe fully satisfyed contented and payd Hath Alyened bargayned sold and Doth by theis presents Alien bargaine & sell unto the said William Groome & his heires for eũ All that tract of land lying on the West side of Patuxt River in the Freshes neere the Deviding of the sd River beginning beginning att a m̄ke Beech tree standing upon a point & runing West & by North up a branch called Calverts branch for the length of three hundred & twenty perches to a marked [p. 479] oke bounding on the west with a line drawne Sowth & by west from the said oke through the Woods for the length of five hundred perches on the Sowth with a line drawne East & by Sowth from the End of the south & by west line untill itt intersect a paralell drawn by the Rivers side on the east with the said River on the North with the said branch conteyning One thowsand acres more or lesse Together wth all Rts Priviledges profitts & benifitts thereunto belonging & apperteyning To have and to hold the said parcell of land with the appurtenances to him the said William Groome his heirs & assignes for eũ And the sd Philip Calvert for him his heires Executors & Admrs & every of thm doth Covennt & grant to & with the said Wm Groome his heires and assignes & every of them tht he the sd Philip Calvert in his owne Rt or to his owne proper use now is and standeth lawfully Seized of a good p̄fect & absolute Estate in the lawe in fee simple of & in the said parcell of land & other the premisses wth the appurtenances & hath good & lawfull rt & authority to bargaine sell & assure the same to the said William Groome his heires and assignes for ever according to the true meaning of theis presents and tht the said parcell of land & all other the p̄misses wth the appurts & for ever hereafter shall be & continue cleere & free discharḡd & accquitted or otherwise att all tymes Saved harmlesse by the sd Philip Calvert his heires Executors or Admrs of & from & All and singler form̄ bargaines Sales Grants Estates Bonds statutes Intrucõns dowers Titles of dowers Joynttures Arrearages of Rents & other charges and incumbrances wtsoeũ had made Done or growne or to be had made Don or growne by or from the sd Philip Calvert or by any other p̄son under his title or procuremt the rents & services hereafter to become due & payable for the same allwaies excepted & foreprized & of & from the Joyntures or Title of Dower of Ann the Wife of the said Philip Calvert [p. 480] And that he the sd Wm Groome his heires & assignes shall & may peace-

Liber FF ably & quietly from henceforth for eū have hold Occupy possesse and Enjoy the sd parcell of land & all other the Premisses with the appurtennances with the appurtenances & take p̄ceive receive & enjoy the rents issues & profitts thereof for the only use of him the sd William Groom his heires & Assignes for eū from henceforth wthout any lett Trouble Evic̄c̄on Recovery or Expulsion of or by him the sd Phillip Calvert or other wise by any other person or persons by the meanes title or procuremt of him the sd Philip Calvert or otherwise And more over the sd Philip Calvert for him & his heires Covenanteth with him the said William Groome his heires and assignes tht he the sd Philip Calvert & Ann his wife & the heires of the sd Philip Calvert from tyme to tyme & att all times hereafter att the reasonble request & costs & execute & cause to be done made in the lawe only of the said William Groome his heires or assignes shall & will doe make knowledge suffer & execute & cause to be made done knowledged suffered & executed all & singuler act & Acts thing & things in the lawe wth warrty only agt him & his heires which by the said William Groome his heires or assignes or his or their Councell learned in the law of this province shalbe devized or advized for the furthr & bettr assurance & sure making of all & sinḡler the p̄misses to be had and made sure to the sd Wm Groome his heirs & assignes for his & their owne use absolutely without any condicon wtsoever In wittnes whereof the sd Philip Calvert to this present Indenture hath sett his hand & seale the day & yeare first above writtn annoqȝ Dn̄i 1666

Signed sealed & deliūd aft̄ the int̄lineing of theis words the rents & services hereafter to become due & payable for the same alwaies excepted & foreprized) in the p̄nce of us

William Coursey
James Neale

Philip Calvert
(seale)

[p. 481] Acknowledged in open Court by the wthin written Phillip Calvert Esqȝ On the 11th day of Aprill 1667 to be the Rt of the said William Groome & his heires forever

Daniel Jenifer
Cler̄

Know all men by theis p̄nts tht I Philip Calvert in the province of Maryland Esqȝ doe acknowledge my selfe to be firmly bound & obliged unto Wm Groome of Calvert County gent in the sum̄e of thirty thousand pounds of good Sound m̄chantable Tobacco in caske to be paid to him or his c̄teine Attorney To the wch paymt well & truly to be made I bind me my heires Executors & Admrs firmly by theis p̄nts Signed with my hand & sealed wth my Seale this tenth day of Aprill one thousand six hundd sixty seaven

The Condic̄on of this p̄nt Obligac̄on is tht if the above named William Groome his heires executors Admrs & assignes & eūy of thm shall & may lawfully & peaceably have hold Occupy possesse & Enjoy Liber FF a p̄cell of land conteyning one thousand acres Scituate in the Province of Maryland in Calvert County & knowne by the name of Mount Calvert wth all rts p̄fitts & benifitts thereunto belonging wthout the lett suite trouble or disturbance of the above bounden Philip his heires execrs Admrs or assignes or any of them or of any other p̄son or p̄sons wtsoeũ having clayming or pretending to have any Manner of rt title intẽst claime or demd by from or undr him the sd Philip Calvert or without the lett suite or trouble or disturbance of any other p̄son wtsoeũ claiming or prtending to have any maner of rt title intẽst Claime or demd of or unto the sd land & premisses aforesd for or by reason of any other manner of waies or meanes whatsoeũ by them to be had made or done agt the sd land & p̄misses according to the [p. 482] tenor of one Indenture beareing date the tenth day of Aprill one thousand six hundred sixty Seaven as by the said Indenture relac̄on being thereunto had more fully and att large appeareth That then this present Obligac̄on to be voyd & of none Effect otherwise to stand in full force & vertue Philip Calvert

Signed sealed & (seale)
deliũed in the p̄nce of
William Coursey
James Neale

Acknowledged in open Court by the said Philip Calvert Esqꝫ on the tenth day of Aprill One thousand six hundred sixty seaven to William Groome the above named Daniel Jenifer

April the 25th 1667

Came Thomas Harper of St Marys County planter and desires the eare marke of his Cattle may bee recorded (uizt) a Swallow forke and a hole on the left eare and undr half'd on the right eare

Humphery Warren demands Execuc̄on agt the Body of Thomas Bryan which issued as followeth

Caecilius &c: To the sherriffe of St Marys County Greeting, Wee Comand yow that yow take into Execuc̄on the Body of Tho: Bryan if hee shall bee found within yor Bayliwick and him in yor Custody keepe untill hee shall haue fully sattisfyed and paid unto Hump: Warren of yor County gent the sum̄e of seauen hundred Eighty two pounds of tobacco & Caske being a debt recouered of the said Bryan by the said Warren att Or Prouinall Court held the 9th day of Aprill 1667 wth three hundred and Ninety pounds of tobacco more then Ordered by the Justices of Our said Court for Cost allowed the said warren also One hundred Eighty Eighte pounds of tobaccoe more for fees expended by the said warren in the said Suite to the Cler̄: of Our said Court, which said Charges wth the abouesaid Cost and principle debt amounts in the whole to One Thowsand Three hundred [p. 483]

Liber FF & Sixty pounds of tobaccoe and Caske to be deliuered the said Warren or his Ord^r^ Dated from Our Office at S^t^ Marys in Our s^d^ Prouince the 13th day of Aprill in the 35th yeare of Our Dominion annoq Domini 1667, Wittnes Charles Caluert Esq Our Leiutenn^t^ Generall and Cheife Justice of Our said Prouince of Maryland

Tobias Wells demands execution against the estate of Bartholomew Glevin which issued in these words vizt

Caecilius &c To the sheriff of Kent County Greeting Wee Comand you that you levy by way of execution any the goods chattells or debts belonging to Bartholomew Glevin late of your County deceased and now in the possession of Mary his Administratrix to the value of fourteen thousand three hundred and seaventeen pounds of tobacco and caske being a debt recovered of John Wright who Married the said adm^rx^ at a provinciall Court held the twelfth day of this instant month of April by Tobias Wells of the said County of Kent gent with three hundred pounds of tobacco Ordered by the Justices of Our said Court for costs allowed the said Wells as also two hundred and sixty pounds of tobacco more for judiciall Charges expended by the said Wells in the said suite to the Clerke of Our said Court which said Charges with the abouesaid costs and principle debt amount in the whole to the summe of foureteen thousand eight hundred seaventy seaven pounds of tobacco and caske which said Summe so levyed as aforesaid the same deliver to the said Tobias Wells or his Order And hereof you are not to faile &c Wittnes &c the xiiith day of April in the xxxvth yeare of Our Dominion over Our said province &c/

Anthony Calloway demanded execution against John Wright which issued in these words, vizt

Caecilius &c To the sheriff of Kent County Greeting Wee comand you that you take in execution the body of John Wright of your County mercht and him in your Custody keepe untill he shall haue fully satisfied and paid unto Anthony Calloway of the said County planter the summe of two thousand five hundred pounds of tobacco and caske being so much recovered at Our Provinciall Court held at S^t^ Maries the twelfth day of this instant month of April of the said John Wright for damages susteined by the said Calloway with twelue hundred and sixty pounds of tobacco more then Ordered by the Justices of Our said Court for Costs allowed the said Calloway as also two hundred and ninty pounds of tobacco more for Judiciall Charges expended by the said Calloway in the said suite to the Clerke of Our said Court which said Charges with the abouesaid costs and damages amounts in the whole to the summe of foure thousand and fifty pounds of tobacco and caske to be delivered to the abouesaid Anthony Calloway or his Ord^r^ And hereof you are not to faile &c Dated ut Supra

May the xxith mdclxvii Liber FF
Came Thomas Innis of St County Constable & desires the Eare Marke of his Cattle may be Recorded (vizt) being Cropt & slitt on the Right Eare The Left Eare whole

Caecilius &c To the Sherriffe of Ann Arrundell County Greeting [p. 484] Wee comand you that yow leavy by way of Execuc̄on on any the goods debts or Chattles belonging to Ann Covell the Guardian of John Covell of your County widdow to the value of One thowsand one hundred and forty pounds of tobacco and Caske and the same soe leavyed itt to deliver to Capt William Burges of your County gent according to an Order of our Provinciall Court held the twelfth day of February anno One thowsand Six hundred Sixty and Sixe being for Cost of Suite allowed the sayd Burges in a cause then depending betweene him the sayd Ann as Guardian to the said John Alsoe two hundred and eighty pounds of tobacco more for judic̄all Charges expended by the sayd Burges in the sayd Suite to the Clarke of our sayd Court which sayd Costs and Charge amounts in the whole to One thowsand foure hundred and twenty pounds of tobacco to be levyed as aforesaid and Delivered to the sayd William Burges or his Order Dated from our Office at St Maries this eight and twentyeth day of May in the five and thirtyeth yeare of our Dominion annoqꝫ Domini One thowsand Sixe hundred Sixty and Seaven Wittnes our Deare Sonn Charles Calvert Esqꝫ our Leivtennt Generall and Cheife Governor & Justice of our said Province of Maryland

June the 3d
Came John Bullock of St Maries County and desires the marke of his Cattle may be recorded which is (uizt) Cropt of the right eare wth a hole in the sd eare and a peece taken out underneath, And Croft of the left eare wth a hole in itt and a peece taken out ouer the said Eare

This Indenture made the One & thirtyeth Day of March in the [p. 485] yeare of our Lord God One thowsand six hundred Sixty & Sixe Betweene Richard Lloyd of Newtowne in the County of St Maries Planter on the One p̄ty & Christopher Oldfyld of the same place & County Marriner on the other party Wittnesseth tht the sd Richard Lloyd for & in considerac̄on of the Sum̄e or Quanty of five thowsand pounds of good merchantable tobacco in Caske unto him the sayd Lloyd att & before the Sealing & Deliũy of theis p̄nts by the said Christopher Oldfyld well & truly payd the Receipt whereof the sd Richard Lloyd doth hereby acknowledge & himselfe therewith fully Satisfyed & payd & thereof & every part & parcell thereof Doth cleerly acquitt exonerate & Discharge the sd Christopher Oldfeild executors & Admrs for ever by theis presents Hath given granted confirmed

Liber FF remised released bargained Sold assigned & for ever Sett̃ over unto th^{e} said Christopher Oldfeild his heires or assignes for ever all th^{t} five hundred acres of land called Lloyds Grove Scituated lying & being on th^{e} Easterne shore in a River there called Pokecomoke on th^{e} South side of the s^{d} River & on the North side of a certeyne creeke called by th^{e} name of Prices creeke bounded as in th^{e} certificate of th^{e} s^{d} land made by Jenkin Price deputy Surveyo^{r} Dated th^{e} eighteenth day of November One thousand sixe hundred Sixty five with all itts Rights members Jurisdic̄cons & appurtennances Together with all R^{ts} howses Gardens Orchards Messuages tenem^{ts} Feedings pastures woods underwoods waies easem^{ts} profitts emoluments and hereditam^{ts} whatsoever to th^{e} s^{d} Christopher Oldfeild his heires Any
[p. 486] waies belonging or apperterning to the said five hundred acres of land To have and to hold th^{e} said five hundred acres of land & all & Singuler other th^{e} premisses hereby granted bargayned & sold with their & every of their R^{ts} members & appurtennces whatsoever to th^{e} s^{d} Christopher Oldfeyld his heires & assignes to th^{e} only proper use & behoofe of th^{e} said Christopher Oldfeild his heires and assignes for ever And the sayd Rich^{d} Lloyd for himselfe his heires Executo^{rs} and administrato^{rs} th^{e} s^{d} five hundred acres of land & all & Singuler other th^{e} premisses before granted bargayned & sold with th^{e} appurtennances unto th^{e} s^{d} Christopher Oldfeild & his heires to th^{e} only proper use & behoofe of the sayd Christoph^{r} Oldfeild his heires & assignes for ever ag^{t} th^{e} said Richard Lloyd his heires or assignes & ag^{t} all & eūy other person or persons whatsoever lawfully clayming by from or under him or th^{m} or any of them & ag^{t} all other person or persons whatsoever att all tymes hereafter shall & will warr^{t} & eū Defend by theis presents And th^{e} s^{d} Christopher Oldfeyld his heires & assignes & eūy of them shall & may by force & Vertue of theis presents from time to tyme & att all times hereafter for ever lawfully peacēly & quietly have hold use occupy possesse & injoy th^{e} afores^{d} five hundred acres of land & all & sin̄gler th^{e} before granted premisses with their & & eūy of their R^{ts} & appurtennances & have & receive th^{e} issues & Profitts thereof to his & their proper use and behoofe for ever without th^{e} lawfull lett trouble suite Denyall hinderance Molestac̄on or interrupc̄on of him the sayd Richard Lloyd his heires or assignes or either or any of th^{m} And th^{t} th^{e} s^{d} Christop^{r} Oldfeild be free & cleere & freely & cleerly acquaitted exonerated & discharged or other wise from time to time well & sufficiently Saved & Kept harmlesse by the
[p. 487] sayd Richard Lloyd his heires executo^{rs} & Adm^{rs} of & from all & all manner of former & other grants bargaynes Sayles Leases Mortgages Joyntures dowers titles of dowers Child porc̄ons Statutes Recognizances Judgm^{ts} or execuc̄ons w^{t}sōu & of & from all other troubles & incombrances whatsoeū had made comitted or suffered by him th^{e} s^{d} Richard Lloyd his heires or assignes or by any other person or persons whatsoeū clayming by from or under him th^{m} or any of them

or or under his or their meanes act consent title interest privity or procurem^{t} Saveing & foreprizing th^{e} s^{d} Rent which shall be hereafter due In wittnes whereof the sayd Richard Lloyd to this present Indenture hath put his hand & seale th^{e} day & yeare first above written

Signed sealed & Deliũed Richard Lloyd
in the p̄nce of us (Seale)
L Barbier
William Tettershall
Walter Hall

Acknowledged in Open Court by Richard Lloyd the Sixth Day of Aprill One thowsand Six hundred Sixty and Sixe to Christopher Oldfeild Daniell Jenifer Cl̄re

[p. 488]

The Prouinciall Court of the R^{t} Hon^{ble} Caecilius Absolute Lord & Proprietary of the Prouince of Maryland &^{c}: houlden at S^{t} Maries before the Justices of the s^{d} Court the 4th day of June in the 35th yeare of his lōps Dominion Annoq; Domini 1667 as allsoe a Court for Orphants att the same time then held

P^{r}sent Charles Caluert Esq; Leiutenn^{t} Generall & Cheife Gouerno^{r}
Philip Caluert Esq; Chancello^{r}
Jerome White
Baker Brooke
Coꝉꝉ: W^{m} Euans
Tho: Truman
Esq^{rs} Justices

After Proclamac̄on made was impannell'd & Chosen out of 36 persons sum̄oned out of Caluert County a petty Jury of 13 persons as foꝉꝉ:

Foreman W^{m} Ewen
Tho Birtch
Francis Lee
John Cobreth
John Russell
Step: Benson
Francis Gill
Tho: Bowdell
Jn^{o} Burgess
Jn^{o} Hollins
Edward Good
Nicholas Carre
John Sincklar

being called answered to theire names and then sworne One by One

The Attorney Generall then deliuered into Court this Indictment as followeth

The Grand Jury in the behalfe of the Right Hon^{ble} the Lord Proprietary doth p^{r}sent that Henry Mitchell Joseph James & John Boulton of the Clifts Hundred in Caluert County planters the 30th day of Nouemb^{r} in the yeare of Our Lord 1666 at the Clifts Hundred in the County aforesaid a certaine hogg of the Goods and Chattles of John Tucker plant^{r} then & there beng found feloniously tooke stole killed & carried away ag^{t} the peace of the Lord Prop^{r} his rule and dignity

Liber FF Wittnesses that were sworne in Court

John Barker
Geo: Landman
Walter Spencer
George Noakes
Patrick Allen
Henry East

[p. 489] The petty Jury hauing their Charge giuen went forth to Consider thereof and after a while returned againe into Court, & deliuered in theire Verdict (uizt) That the said Henry Mitchell Joseph James nor John Boulton was not Guilty of what they stand indicted wthall, Whereupon Proclamac̄on being made There were all Cleer'd by the Court

The Grand Jury finding last Court as well Patrick Hinderson of sheap stealing Guilty as the said Mitchell James & Boulton of hogg stealing, and there indictm^{t} being drawne to be put into the Court, wth the uallue of the sheap incerted as was Ordered last Prouin^{all} Court, which uallue the Court understanding was but 12 pence and soe declared to the Jury by Richard Bayly the Owner of the said sheap, whereupon the Court thought fitt to quitt the said Hinderson of the said Indictm^{t} & cleer'd him in Court

Tobias Norton being sum̄oned to giue in an accompt of the Estate of the orphants in his possession, who hath deliuered in an Inuentory thereof which was allowed of for s^{d} accompt

James Came and Mary his wife Relict to W^{m} Bosman deceased being sum̄oned to giue an accompt of the Estate of the orphants of the said Boshmans, appeares in Court

Ordered that Thomas Nottley & John Morecroft gen^{t} doe Audite the Accompts of the said Estate & deliuer in theire report thereof by tomorrow morning

Court adjourn'd till tomorrow morning

June the fifth—All p^{r}sent as yesterday

The petty Jury findes Tho: How and Phillis his wife Guilty of a rescue made by them in the Execuc̄on of an Attachment made by the sherriffe of Caluert County in doeing of which the said How and his wife did strike the said High Sherriffe as alleadg'd by Richard Collett in the returne of the said writt of Attachment which returne is as followeth

[p. 490] By uertue of this writt I haue attached in the handes of Tho: How all Goods that he hath in his Custody belonging to John Bayley on the 18th day of May 1667, but not brought to ueiw or apprized by reason the said Tho: How & Phillis his wife wth force & armes made an Assault upon Mee Richard Collett sherriffe of Caluert County in the Execuc̄on of the wthin written writt of Attachm^{t}, and the said Goods from the Custody of the said sherriffe did rescue and the said Thomas How hath neuer since produc't any of the said Goods by him acknowledged to be in Custody belonging to the said Bayley Richard Collett sherriffe Liber FF

Thomas How and Phillis his wife was sett to the barre and held up theire handes, The Act being read

Ordered by the Board That the said How and his wife haue each of them 40 stripes on the bare back

Upon the intercession of some persons, the said Howes wife being wth Childe as to the Court informed therefore Ordered that the stripes to be giuen the said Phillis bee remitted, yet notwthstanding to be tyed on the Contrary side of the said tree during the time her husband Tho: How doth receiue his said 40 stripes

John stone of Charles County Came into Court and desired that william Caluert Esq may be admitted his Guardian which was allowed by the Board

Henry warren gent hauing this yeare a seruant by name Edward Nash bound by Indentures to serue seauen yeares which Indentures are lost, therefore the said warren desires the Court to Judge of his the said seruants age to preuent further dispute

And the Court Judged the said Edward Nash to be about fifteene yeares of age

Ordered that Reymond Staplefort haue Judgmt Granted him upon his whole Attachment agt the Estate of John Bayley and that the said How doe remaine in the Custody of the sherriffe of Caluert County untill he shall produce what Estate he hath in his Custody belonging to the said John Bayley

Robert Brook plt }
John Bayley defendt } The plt: had Attachmt agt the Estate of the defendt which was attached in the said Plts owne hands hee standing endebted to the said Bayley by bill twenty thowsand pounds of tobaccoe, out of which hee desires to be sattisfyed his Just dues from the said Bayley, the which he puts now into Court being Fowre Thowsand & twelue pounds of tobacco by accompt which is allowed of by the Board & Judgmt thereon except the said John Bayley comes into the prouince wthin a yeare and a day to disproue the same [p. 491]

The said Brooks makes further appeare by receipt undr the said Bayleys hand for Eighte hundred and six pounds of tobaccoe receiued in part of sattisfac̄con for the said Bill of 20000lb tob̄: allsoe Fowre Thowsand pounds of tobaccoe more allowed by the Court in discount of the said Bill and prou'd endorced on the back thereof

It is further Ordered that the said Robert Brooke haue time untill next Court to proue and make appeare the charge and dam̄age sus-

Liber FF teyned by him in being security for the said John Bayley as by One Bond und^{r} the hand of the said Bayley may more largly appeare, which is to be allowed allsoe in discount of the said Bill of 20000^{lb} tob̄: which being done and all Just claimes and demands from the said Brooks allowed in discount to the said Bill, The remaind^{r} thereof to be paid and sattisfyed to Reymond Staplefort

Ordered Reymond Staplefort haue Judgm^{t} for the tob̄: remaining in Rob̄ Brooks hand when the said Brooks his claimes be sattisfyed and allowed of by the Court

Alsoe that the said Staplefort haue Judgm^{t} for Nine hundred forty nine pounds of tobacco attached in the handes of Thomas Sprigg alsoe for three hundred & Eighteene pounds of tobacco attached in the hands of John Sicks alsoe two hundred and seauenteene in the hands of Sampson Warring, alsoe Judgm^{t} for what Estate Thomas How had or hath in his possession of John Bayleys at the time of the Execuc̄on of the said Attachm^{t}

Further Ordered that The said Reymond Staplefort haue Attachm^{t} ag^{t} any other part of Bayleys Estate to be found wthin the prouince

[p. 492] It being alleadg'd in Court That James Cullum now p^{r}sent in Court hath made an Escape out of the Custody of Major Thomas Brooke late sherriffe of Caluert County, being in his custody und^{r} Execuc̄on for debt

Ordred that Richard Collett doe forthwth take the said James Cullum into safe Custody and there to remaine untill he shall sattisfye his debt or debts for which he lyes und^{r} Execuc̄on

W^{m} Smyth pl̄t
Geo: Richardson deft
Morecroft p̄ quer̄:

The defend^{t} by his Attorney Daniel Jenifer in Open Court acknowledged Judgm^{t} to the said William Smyth for Nine Thowsand Six hundred Fowrety Eighte pounds of tobaccoe

Thomas Gerrard pl̄t
Roger Birtch def^{t}
Jenifer p̄ quer̄:
Boughton et Caluert p̄ def^{t}

This Cause respited from last Court the defend^{t} then hauing time to bring downe his wittnesses to proue sattisfacc̄on made to the Bill now sued upon which was proued by the Oathes of the saide Wittnesses, Therefore Judgm^{t} of the Board that the said Bill for two thowsand pounds of tob̄: is fully sattisfyed

John Boague the Adm^{r} of
Mary Bateman plaintiffe
Jn^{o} Pitt defendant
Jenifer p̄ quer̄
Morecroft p̄ defend^{t}

The defend^{t} by John Morecroft his Attorney acknowledgeth Judg^{mt} to the Estate of Mary Bateman for Two Thowsand three hundred thirety six pounds of tobaccoe, more allowed by the Board in the said Suite to the said Jn^{o} Boague three hundred & sixty pounds of tobacco for Cost

John Tretrise plaintiffe
Jno Pitt defendant
Dan: Jenifer p̄ quer̄
Jno Morecroft p̄ deft

The plt: Obtain'd Attachmt agt the Estate of the defendt who now appeares thereunto—Ordered that the deft finde Security to answere the suite next Prouinall Cort, and that the Attachmt be let fall'n and the Goods by uertue thereof redeliuered (soe attached) to the defendt Liber FF

Wm Gard Peter Bully Henry Denning Wm Denning and Henry Ellis plaintiffs
John Pitt defendant
Jenifer p̄ quer̄

The plts obtain'd Attachmt agt the Estate of the defendt who now appeares to answere the same—Ordered that the defendt finde security to answere the suite next Prouinciall Court, And that the Attachmt bee wthdrawne [p. 493]

Wm Gard by Daniel Jenifer his Attorney Craueth Judgmt agt the Goods of Edward Hunt allready Attached by Order of this Court the uallue thereof being return'd by the sherriffe of Caluert County amounting unto the sum̄e of seauen Thowsand Nine hundred pounds of tobaccoe

John Pitts makes appearance on behalfe of the said Edward Hunt, to whome the Goods was tendred, Prouided hee would sattisfye the said Gard his and the seamens wages which doth amount unto £48: 15: 4 ster̄: which the sd Pitts refused to take, Therefore Ordered that the said Wm Gards Attorney haue Execuc̄on for the said Goods, which doth not fully sattisfye the said sum̄e of £48: 15: 4 wth Charges thereon therefore Ordered that the said Gard haue Attachmt for the remaindr in any place upon the Estate of the sd Hunt wthin this Prouince

Miles Hugall plt
John Noble deft
Jenifer p̄ quer̄
Caluert p̄ defendt

The plt sues the defendt uppon an accompt, which the defendt puts to a Jury as alsoe upon a bill undr the defendts hand, which said Accompt and bill amounts unto the sum̄e of £4691lb tob̄: Jury impannell'd whose names are as followeth (uizt)

Foreman Wm Euans
Ambroze Biggs
Tho: Sterling
Wm Barnett
John Russell
Wm Kent
Charles Boteler
William Osbeston
Demetrius Cartwright
Patrick Allen
William Chaplin
Samuell Graues

being all Called by theire names and sworne went forth to consider thereon

The Jury returning into Court (hauing first an Order for theire Charges) and deliuers in theire uerdict (uizt) on the back side of the Accompt is thus endorced

The opinion of the Jury is that there is noething due upon this accompt, and on the back side of the bill thus Non est factum

Liber FF [p. 494] John Sumner being sum̃ons to Serue as a Juryman refused to sweare, Therefore Ordered hee be fined fiue hundred pounds of tobacco according to Act of Assembly

William Smyth pl̃t
Nic^{o} young & Abra:
Rowse defendants
Morecroft p̃ quer̃
Caluert p defend^{t}

This Cause depending in Chancery, The defend^{t} Craues time till next Prouin^{all} Court to put in his answere which was Granted by the Board

sherriffe of s^{t} Marys County returnes his writt of Attachm^{t} ag^{t} the Estate of Absolon Couant at the suite of Charles Caluert Esqꝫ thus endorc't on the said writt

By uertue of this writt I haue attached Bills and debts of the within written Absolon Couant to the uallue of Two Thowsand fower hundred & sixteene pounds of tobacco in the hands of Cap^{t} Nicholas Young By Mee Jn^{o} Jarboe sher̃

Charles Caluert Esqꝫ pl̃t
Absolon Couant deft
Jenifer p̃ quer̃

The pl̃t obtain'd Attachm^{t} ag^{t} the defend^{ts} estate upon a protested bill of Exchange for £18^{lb} ster̃: of which the sherriffe of S^{t} Marys County returnes attached two thowsand fower hundred & sixteene pounds of tobaccoe in bills and debts in the handes of Cap^{t} Nic^{o} Young

Ordered the said Bills remaines in the sherriffes Custody untill next Prouin^{all} Court, And that the pl̃t haue a new Attachm^{t} ag^{t} the Estate of the def^{t} for the remaind^{r} of his said debt

John Nuthall pl̃t
William Smyth deft:
Morecroft p̃ quer̃
Caluert p̃ defend^{t}

The pl̃t sues the defend^{t} in a plea of tresspass upon the Case for foure thowsand foure hundred pounds of tobaccoe and three hundred & thirety armes length of Roanoke due by Bill— The defend^{t} Confesseth the debt, but will not acknowledge Judgm^{t} on the declarac̃on, alleadging that the ac̃con is wrong entred which should haue been an ac̃con of debt being a Specialty under hand and seale, Therefore Craues a nonsuite which by the generall uote of the board was allowed

[p. 495] Thomas Nottley & John Morecroft appointed Auditors for the Orphants Accompt of William Bosman late of Somersett County deceased Came into Court and acquainted the Board that they would not bring the said Accompts to issue being noe wayes acquainted but alltogether Strangers to that Estate, which said Accompt cann bee noe wayes Stated or Audited better then by some of the neighbourhood in that County

Wherefore Ordered that the Comm^{rs} of the County Court of Somersett doe take into theire Considerac̃on the Care of the said Orphants

Estate to Audite Settle and Judge of the same William Steuens & Liber FF
George Johnson gen^{t} to be the two of the quorum in stating and
Ordring of the said Estate

Margarite Gittings the Relict of John Read being sum̃oned to this Court for Orphants to giue in an Accompt of her said late husbands Estate that distribuc̃on may be made out of the same to the Orphants of the said John Read

The said Margarite makes her appearance accordingly & deliuers in her said Accompt and allowance being made to her demands the remaind^{r} of the said Estate amounting unto the sum̃e of Twenty Fiue thowsand three hundred twenty fiue pounds of tob̃: is to bee diuided & distributed (uizt) one third thereof to the said Margarite Gittings and the other 2 thirds betweene the two Orphants which is the sum̃e of Eighte Thowsand foure hundred fourty One pounds of tobacco each persons third, whereupon the Court demanded of John Gittings now husband to the said Margarite wether hee would keepe the Orphants & put in security to be acomptable for theire Estate or wether hee was willing any other person shall haue the managm^{t} thereof Who was contented to keep the Orphants and giue in Security to be accomptable for the said Estate,

Ordered that John Gittings of Caluert County gen^{t} who marryed the Relict of John Read late of the s^{d} County dec^{d} doe giue in security to the said County Court to be accomptable for Said Estate of the Orphants of the said John Read which amounts unto the sum̃e of Sixteene thowsand Eighte hundred Eighty two pounds of tobaccoe in kinde according to the Inuentory of the Estate of the said John Read deliuered into the Secretaries Office, and that Thomas Sprigg & W^{m} Groome two of his lordp̃s Comm^{rs} for Caluert County doe deuide the said Estate and see that the said Orphants haue each his part in kinde as Cattle and the like according to the Inuentory aforesaid

John Webb being sum̃oned to this Court for Orphants to giue in [p. 496]
an Accompt of the Estate of Thomas Thomas that distribuc̃on
thereof may be made to the Orphants of the Thomas

Ordered that the said John Webb doe giue an accompt of the said Estate to the County Court of Caluert and there to giue Bond wth Security to be accomptable for the same

Henry Alexand^{r} being sum̃oned to this Court for Orphants to giue in an accompt of the Estate of James Gunnion that distribuc̃on thereof may be made to the Orphants of the said Gunnion

Ordered that the said Henry Alexand^{r} doe giue an Accompt of the said Estate to the County Court of Caluert and there to giue Bond wth security to be accomptable for the same

Liber FF William Turner being sum̄oned to this Court of Orphants to giue an accompt of the Estate of Wm Bromhall that further Ordr and distribuc̄on may be made thereof to the Orphants of the said Bromhall, to which sum̄ons the said Turner doth make appearance, and alleadgeth that hee hath allready giuen security to the County Court of Caluert for the said Estate, yet notwithstanding is ready & willing to deliuer up the Estate now belonging to the sd Orphants there being thirety odd head of Cattle part of the same, Complaint being made of the ill usage of the said Orphant undr his tuition, Therefore Ordered that the said Wm Turner doe deliuer in an acct of the said Bromhalls Estate unto the County Court of Caluert, and that they doe make strict enquiry into the premisses and send an accompt of theire proceedings therin to the next Prouinciall Court that the sd Estate may be put into the handes of some other person wth the said Orphant to be better maintain'd & the Estate better mannag'd

John Stansby Complainant
Ri: wells Senr et Junr defts
Morecroft, Nottley et
Caluert p̄ quer̄
Jenifer p̄ defendant

The Compl̄t: craues further day to bring downe more wittnesses to answere upon Oath to such Interrogatories as shall be put to them—Time giuen both pl̄t and deft untill 3 dayes before the 15th of Octobr next on which day is the next Prouinall Court to bring downe each wittnesses to sweare before the Honble Chancellor to such things and matters as shall be put to them That both parties may Come to publicac̄on of the whole matter

[p. 497] Came Joseph Riggs into Court and desires that the deposition of Thomas Langley and Edward Polter may in Open Court bee taken for the prouing and makeing good of him the said Joseph Riggs to bee neere kinsman to Francis Riggs late of Caluert County dec̄d: upon which being next of kinn doth put in and lay Claime to the Estate of the sd Francis Rigg his kinsman soe proue'd which Oathes are as followeth

The Deposition of Edward Polter in Caluert County aged about One & thirety yeares sworne saith

That yor Deponant borne in Ferham in hampshire did there know One Joseph Riggs sonn to Francis Riggs of Southhampton who was likewise borne in the same towne and kinsman to Francis Riggs in Caluert County aforesaid decd: son to John Riggs of Southhampton Merchant the said Joseph Riggs & Francis Riggs decd being Brothers Children And further saith not Edwd Polter
Sworne in Open Court 5th June 1667

The deposition of Thomas Langley aged 34 yeares or thereabouts sworne saith

That Joseph Riggs did arriue in Virginia wth this Deponant and was sold to Capt John Whitty the which yor depont did informe Francis Riggs late of Caluert County decd: they the said Francis & Joseph being first Couzins, whereupon the sd Francis did write to Coll: Carter by the hands of this Depont to free the said Joseph his Kinsman And further saith not Tho: Langley Liber FF
Sworne in Open Court 5th June 1667

Upon the petn of Bryant Daley for foure hundred Eighty six pounds of tobaccoe agt the Estate of Capt Nicholas Gwyther, The Administrator of the said Estate doth allow of the said sum̄e to the said Dayley

Upon the Gouernors Note to Daniel Mackdonnell to giue entertainmt to Benjamin Hammond in his howse untill this Prouinall Court for which the Gouernor would see sattisfyed

Ordered that Daniel MackDonnell be sattisfyed out of St Marys County Leauy for three months dyett and lodging and One Leauy for the sd Ben: Hammond

Capt Nicholas Young late sherr: petitioneth the Court for 5 leauyes ouer charg'd in the list of Tathables for st marys County by the Constables

Ordered the said Nico bee sattisfyed for the said fiue leauys out of the next Publicque leauy

Capt Nicholas Young petitioneth the Court for redress agt Henry Hudson who stands endebted to the said Young as late high sherriffe for imprisonmt during his said sherriffealty the which the said Hudson utterly refuseth to sattisfye [p. 498]

Ordered that Henry Hudson doe sattisfye unto Capt Nicholas Young his said demands for imprisonmt during his sheriffealty or shew Cause to the Contrary (if any he haue) att the next Prouinall Court

Ordered that Thomas How doe sattisfye unto Richard Collett for Cost att this Court the sum̄e of Fiue hundred and fourty pounds of tobaccoe

Ordered that Roger Birtch doe sattisfye unto

Ordered that Thomas Gerrard doe sattisfye unto Roger Birtch for Cost of suite the sum̄e of Foure hundred and sixty pounds of tobaccoe

Ordered that John Nuthall doe sattisfye unto William Smyth for Cost of suite Two hundred & seauenty p̄nds of tobaccoe

Ordered that Thomas Touey Frost and Smyth doe sattisfye unto Capt John Cobreth the sum̄e of Three hundred pounds of tobaccoe

Liber FF Cap^t Luke Gardner delivers in to Court an Acco^t of the Estate belonging to th^e Orphants of M^r Robert Cole dec̄d as followeth Since Aug^t One thousand six hundred sixty five

The orphants of M^r Robert Cole—D^r	℔
Resting to ballance since the last Delivering in	00878
To shooes	01604
To Phisick	00110
To woollen Cloathes	01866
To Sugar	00116
To linnen	01793
Isabell Jones for part of her freedome cloathes	00250
[p. 499] To women Servants wages	01750
To Carpenters worke	01150
To thread	00248
To Caske	00919
To Soape	00123
To Church Leavies	00250
To the Country Leavies	00544
To the Childrens Schooling	02150
To Taylors worke	00577
To 2 barrells of Corne	00220
To a barrell of Macharell	00200
To Iron worke	00167
To 13 Deer skins	00390
To the Recording M^r Coles Estate	00048
To a hatt, hood pinnes and Sissors	00089
To Powder and shott	00044
To stockings	00394
	15340

Per me Luke Gardner

Ꝑ Contra C^r	℔
To 6 hides sould M^r Woodberry	00540
To meate sould M^r Warren	00836
To a Gunn Stocke Broke in th^e march	00060
To 61$^{℔}$ of hide	00122
To th^e building of the Church	00532
To the Cropp in th^e yeare	07280
65 To meate sold M^r Foxhall	01036
66 To 3 hides q^t 57$^{℔}$	00114
Rec̄d for building th^e Church	00057
The Cropp made this yeare	03854
	14431
Rest due to ballance	909
	15340

Ꝑ me Luke Gardner

To the R^{t} Hon^{ble} the Leiv^{t} Generall Cheife Governour Sec̃tary Cheife Judge and Justice &^{c} Liber FF [p. 500]

The humble Petic̃on of Ann Marcomb of Sommersett widd̃. In humility sheweth unto y^{or} Hono^{rs}

That John Marcomb late of Som̃sett County Dec̃d your peticon^{rs} late husband, at th^{e} time of his decease being so farr indebted th^{t} his Estate will not Extend to th^{e} satisfacc̃on of his ingagem^{ts} whereby your petic̃oner is left a very poore widd̃, And whereas th^{e} said John Marcomb at th^{e} time of his death was possessed of a parcell of land (called Marcombs Lott) lying in a creeke called Little Monny in th^{e} County afores^{d} for w^{ch} s^{d} land certificate hath been returned into th^{e} Office but no Patent from your hon^{r} yett issued for th^{e} same (land) (& th^{e} same Redounding to your hono^{r} as Escheate Conteyning foure hundred acres)

Your Petic̃oner therefore humbly Implore yo^{r} hono^{rs} to Commisserate her Meane Estate, & grant unto her upon th^{e} makeing good th^{e} Remaind^{r} of th^{e} R^{ts} for th^{e} s^{d} land upon Record your hono^{rs} Ord that Pat^{t} in your petic̃on^{rs} name may issue for th^{e} same

And yo^{r} poore Peticoner as in Duty bound shall pray that
Prosperity & peace may alwais him attend
That to th^{e} widdow prove himselfe a freind

The aforesaid petic̃on granted th^{e} Petic̃oner att a Provinciall Court held th^{e} fifth day of June One thowsand six hundred sixty seaven [p. 501]
Daniel Jenifer Cler̃

William Ewen I doe desire you in my behalfe & in my name Stead & place & for my use to take th^{e} Acknowledgm^{t} from Timothy Lindall or his Attorny for th^{e} one hundred acres of land which I bought itt of him for Two thowsand two hundred pounds of tobacco & caske already paid & see th^{t} he pay th^{e} charge in makeing of itt sure according to his bargaine & th^{e} Law of this Country with th^{e} Fine of th^{e} Alienac̃on & you shall much Obleige your ever loving freind to serve you in what I may
Cornelius Mollreine

June th^{e} second day one thowsand
six hundred sixty seaven

Know all men by theis p^{r}sents th^{t} I Tymothy Lindall of New England Taylor doe Ordeine Constitute & appoynt my loving freind Thomas Burch plant^{r} in Calvert County to be my true & lawfull Attorny to acknowledge in Court one hundred acres of land sold by me Timothy Lindall unto Cornelius Molraine lying in Talbott County in Choptanck river as appeares upon Record & by patent & I doe give him my s^{d} Attorny as much power as any Attorny hath or ought to have to act in this matter as if I were p̃nt my selfe as wittnes my

Liber FF hand this one & twenty'th of May One thowsand six hundred sixty seaven Timothy Lindall

Philip **B** Burgis
his m̃ke
Francis Leigh

This Indenture made th^e One and twentyeth day of May Anno One [p. 502] thowsand six hundred sixty & Seaven Betweene Timothy Lindall of the one part and Cornelius Mollreine of Calvert County planter on th^e other part wittnesseth that the sayd Tymothy Lindall for & in consideracōn of two thowsand two hundred pounds of tobacco & caske in hand payd have granted bargayned and Sold Aliened enfeoffed & confirmed, And by theis presents doe grant Alien grant bargaine Sell enfeoffe & confirme unto Cornelius Mollreyne all that parcell of land called Salem in great Choptancke river in Talbott County in a bay called Evans bay of th^e said river adjoyning to th^e land of William Ewen conteyning by estimacōn one hundred acres of land Scituate lying & being in Talbott County with all profitts patents Indentures wrightings commodityes and hereditaments to th^e same belonging And further more th^e said Tymothy Lindall doth warrant to th^e said Cornelius Molreine that he hath lawfull power to Sell th^e said One hundred acres of land To have and to hold th^e said hundred acres of land from him th^e said Tymothy Lindall and th^e heires of th^e s^d Timothy Lindall for ever more to th^e s^d Cornelius & his heires for ever more freed and acquited from all maner of all maners that for me bargains Grants leases suits Rents forfeitures Joyntures powers Surrenders Judgm^{ts} executcōns and of & from all other titles troubles and incumbrances whatsoever And further upon reasonable request made th^e said Timothy Lindall doth bind himselfe and his heires to give the Cornelius Mollreine and his heires further and more assureance and assureances for the Surety and free making of the said One hundred acres of Land over to the sayd Cornelius and his heires In wittnes whereof I have hereunto sett my hand and Seale [p. 503] this one and twentyeth day of May One Thowsand six hundred sixty and Seaven

Signed Sealed & Timothy Lindall (Seale)
Deliũed in th^e p̄nce of
Humphry Jennings
m̃ke
John **X** Fearbys

Acknowledged in open Co^{rt} This fifth day of June One Thowsand six hundred sixty Seaven by Timothy Lindall to be the Right of Cornelius Mollreine for ever Daniel Jenifer Cler̄

This Indenture made th^e first Day of December in th^e yeare of our Lord God one thowsand six hundred sixty and sixe Betweene George Reynolds of Brettons bay in th^e County of S^t Maries gent̄ of th^{e} one Partie and Thomas Covant of th^{e} same Province Carpenter Liber FF of th^{e} other partie wittnesseth That th^{e} s^{d} George Reynolds for and in considerac̄on of certeyne Articles or Composic̄on here after expressed in this Indenture hath sold & delivered & doth by theis presents sell deliver & make oū unto th^{e} sayd Thomas Covant one parcell of land lying & being in Brettons bay in th^{e} County of S^{t} Maries afores^{d}, That is to say One hundred acres formerly granted to him th^{e} said George Renoylds (called th^{e} Fox) lying on th^{e} west side of the said bay as may more att large appeare by th^{e} patent or grant of th^{e} said Land bearing date th^{e} thirteenth day of November One Thowsand six hundred sixty three And the sayd George Reynolds both for himselfe & his wife Dorothy doth hereby quitt & alienate the sayd parcell of land from them and their heires To be to him [p. 504] th^{e} said Thomas Covant and his heires for ever Provided th^{t} the s^{d} Thomas Covant or his heires shall well & truly pay or cause to be payd unto him th^{e} sayd George Reynolds or his heires foure barrells of good corne some tyme before the five and twentyeth day of December next ensueing after the date of theis presents to be delivered att th^{e} place or abode of him the said George Reynolds neare the Church or chappell in Brettons bay and like wise foure barrells of Corne more before th^{e} tenth day of March then next ensueing to be in like manner delivered to him th^{e} s^{d} George Renoylds or his heires att th^{e} place aforemenc̄oned And further th^{e} sayd Thomas Covant doth hereby Covenant & agree & firmly bind himselfe & his heires to deliver or cause to be delive^{d} to th^{e} said George Reynolds or his heires two able men Serv^{ts} betweene th^{e} age of Eighteene and eight & twenty yeares Sometime before th^{e} five and twentyeth day of March w^{ch} shalbe in th^{e} yeare of o^{r} Lord god one thowsand Six hundred sixty Seaven And in Default of Non performance & non delivery of th^{e} s^{d} Serv^{ts} in manner as afores^{d} in respect of Cessac̄on or not coming in of shipps and importing Servants hither or other wise, Then th^{e} s^{d} Thomas Covant doth hereby bind himselfe & his heires to pay and Deliū to th^{e} s^{d} George Reynolds or his heires Sometyme afore th^{e} five and twentyeth day of March One thowsand six hundred sixty & Seaven as aboves^{d} in manner afore menc̄oned att his now abode six barrells of good Corne wherewith he the said George Reynolds & his heires shall rest themselves according to agreem^{t} satisfyed Lastly in case th^{e} s^{d} Thomas Covant or his heires shall not pay and Deliver to th^{e} sayd George Reynolds or his heires two men Serv^{ts} according to yeares as is above menc̄oned att or before th^{e} Nativity of our lord on th^{e} five & twentyeth day of december which shall be in th^{e} yeare One thowsand six hundred sixty eight Then th^{e} sayd Thomas Covant or his heires to pay to th^{e} s^{d} George Reynolds or his heires Five thowsand pounds of good m̄chantable tobacco & caske and five barrells of Corne att th^{e} howse & place aboves^{d} att or upon th^{e} five & twentyeth day of [p. 505] December last above menc̄oned But in case th^{e} said Thomas Covant

Liber FF or his heires shall not performe on his or their parts all & every Article what is required & Specified in this Indenture Then itt shall be lawfull for him th^{e} said George Reynolds or his heires to Reenter upon all & every peece or parcell of the sayd land & quietly possesse th^{e} same to his or their owne proper use or uses without any further molestac̄on or trouble or him th^{e} s^{d} Thomas Covant or his heires and as if this Indenture or bargayne had never been made In wittnes whereof both parties abovesayd have here unto put their hands and Seales the day & yeare first above written

Signed sealed & (seale) Geo: Reynolds
Deliũed in th^{e} p̄nce of
Will^{m} Bretton
Charles Alexander

Acknowledged in open Court this fifth Day of June One thowsand six hundred Sixty Seaven By George Reynolds to Thomas Covant
Daniel Jenifer Cler̄.

Know all men by theis p^{r}sents th^{t} I john williams of th^{e} County of S^{t} Maries in th^{e} Province of Maryland planter doe acknowledge to have sold & deliũed unto th^{e} Children of Henry Peter dec̄d one
[p. 506] Red Cow with her increase markd on th^{e} Right eare with a Cropp & slitt & a nicke under th^{e} left eare which Cow with her increase I the sayd Williams doe bind my selfe my heires & assignes to warr^{t} & Defend from all person or persons w^{t}soever unto th^{e} s^{d} Children in considerac̄on of six barrells of Indian corne allready payd as wittnes my hand this second Day of May One thowsand Six hundred sixty six

his
John ƒ Williams
m̄ke

Test George Marshall
his
Robert R King
m̄ke

Comand Peter Mills of Brettons bay in th^{e} County of S^{t} Maries Carpenter & Mary his wife that Justly &c they keepe wth George Banks of S^{t} Clem^{ts} in th^{e} County afores^{d} th^{e} Coven^{t} &c vizt of one parcell of land Scituate & being att th^{e} head of Brettons bay in th^{e} County afores^{d} as itt is allready layd out & bounded by th^{e} Certificate thereof Dated th^{e} Nineteenth day of Novemb̄ one thowsand six hundred sixty foure by John Lewger Deputy Surveyo^{r} conteyning two hund^{d} acres in Measure

And the agreem^{t} is such that th^{e} s^{d} Peter Mills & Mary his wife have acknowledged the aboves^{d} parcell of land with th^{e} appurtenances to be th^{e} Right of th^{e} said George Bankes as those w^{ch} th^{e} s^{d} George hath of th^{e} Guift of th^{e} s^{d} Peter Mills & Mary his wife & the same they have remised & quitt claymed from them & their heires
[p. 507] to the afores^{d} George Banks his heires and assignes for ever And further th^{e} s^{d} Peter Mills & Mary his wife have granted for th^{m} & their

Liber FF

heires th^{t} the will warr^{t} to th^{e} afores^{d} George Bankes & to his heires & assignes the aforesaid p̄cell of land with th^{e} appurtennances ag^{t} them th^{e} s^{d} Peter Mills & Mary his wife & the heires of th^{e} s^{d} Peter & Mary for ever And for this Remise, release & quitt clayme the sayd George Bankes hath given to th^{e} sayd Peter Mills & Mary his wife th^{e} sume of three Thowsand five hundred pounds of tobacco & caske as they the sayd Peter and Mary doe hereby acknowledge under their hands & seales this one & thirtyeth day of May One thowsand six hundred sixty seaven

th^{e} m̄ke of
Peter Mills
Mary Mills (seale)

Signed sealed & deliūed
in th^{e} p̄nce of us
Edward Clarke
William Coulson

Acknowledged in Open Court this fifth day of June one thowsand six hundred sixty seaven by Peter Mills & Mary his wife to be th^{e} Right of George Banckes & his heires for ever

Daniel Jenifer Cler̄.

rec̄ id̄m
entred lib̄
E.E. fo
Cxxvi

Aug^{t} th^{e} eighteenth one thowsand Six hundred sixty five

Layd out for Francis Bellasis of this Province a parcell of land called Selby lying in Talbott County on th^{e} North side of Chester River & on th^{e} Easterne side of a creeke called Grays In creeke & adjoyning to a parcell of land layd out for Andrew Skinner beginning [p. 508] at a marked white oke standing att th^{e} head of a creeke being th^{e} Southermost bound tree of th^{e} said Skinners land & running for bredth from the sayd oke South South east downe th^{e} creeke two hundred perches bounded on the Sowth by a line drawne East North East for length one hundred & sixty p̄ches on th^{e} East by a line drawne west from th^{e} End of th^{e} East North east line two hundred P̄ches to th^{e} land of th^{e} s^{d} Skinner on th^{e} North by Skinn^{rs} line on th^{e} west by th^{e} creeke conteyning & now layd out for Two hundred acres more or lesse To be holden of th^{e} Manno^{r} of Baltemore

p̄ me Henry Parker dep^{ty} Surveyo^{r}

The aforegoing Certificate & the Land therein menconed was acknowledged by Daniel Jenifer the Attorney of the said Francis Bellers to be the Right of John Hunt & his heires for ever This fifth Day of June One thowsand Six Hundred Sixty Seaven

Daniel Jenifer Cler̄

June the 4th 1667

Then Came Walter King of Bristoll Merchant and enters Caueatt against the Estate of Richard Stone late of Charles County deceased, For the sum̄e of Six Thowsand three hundred pounds of tob̄: and Caske, which said sum̄e hee Claimes as due out of the said Estate and to be sattisfyed by the Administrato^{r} thereof Dan: Jenifer

Liber FF [p. 509] June 7th Ann Couant the wife of Thomas Couant desires her marke of her Cattle may bee registred, (uizt) a Crop and a hole on the left eare and a hole in the right eare, she liues abt newtowne

Idem William Cole of Newtowne desires the marke of his Cattle may be registred (uizt) Cropt on both eares and a hole in both Eares and a slitt on the left eare

Idem Charles Alexander desires the marke of his Cattle may bee registred, (uizt) Ouer keeled on the right eare underkeel'd on the left and a hole in both eares

Idem Thomas Oakeley desires the marke of his Cattle may be registred (uizt) Swallow forked on both eares and ouer keel'd on both eares

Aug° 13th Wm Rule desires the marke of his Cattle may be registred (uizt) Swallow forked on the right eare, Cropt and underkeell'd on the left

July 15th William Mekin at Wm Asiters at the head of st Clements Bay desires his marke to be registred (uizt) Cropt and a hole in the left Eare and the Right whole

By this Publicque Instrumt of procuracon or letter of Attorney, Bee itt knowne and manifest unto all people that on the 22th day of the month of January anno Domini 1666 and in the 18th yeare of the Raigne of our Souueraigne lord Charles the second, by the Grace of God King of England Scottland France and Ireland defender of the faith &c: Before Mee Frederick Ixem sole Notary and Tabellion Publicque to and for our said soueraigne Lord the King, admitted and sworne dwelling in this City of London, and in the presence of the wittnesses afternamed psonally appeared Gilbert Metcalfe of london aforesaid Merchant, and hath made Ordained, and in his stead and place hath put & Constituted and by theis prsents doth make Ordaine and in his stead and place doth put and Constitute John Lewling and John Caruer Merchants att virginia his true and lawfull Attorneys Assigneyes Giuing unto them Joyntly or seuerally full power Authority and speciall Charge, For in the name and to the use of him Constituant To aske demand leauie recouer and receiue all and singuler such summe and summes of money debts Goods wares merchandizes effects and things wtsoeuer as now are or hereafter [p. 510] shall bee due Oweing belonging and appertaining unto the sd Constituant by or from any person or persons whatsoeuer in Virginia and Maryland, Bee it by Bill Booke Obligacon Specialty Accompt Couenant Contract promise or otherwise by any wayes or meanes whatsoeuer nothing excepted nor reserued, wth all Costs damages and Intrests, Also to Accompt wth and take accompt of any person or psons whatsoeuer in Virginia and Maryland aforesaid, of for and Concerning all debts Contracted and made by Christopher Dobson late seruant to the said Constituant, as well in his owne name as in the name of the said Dobson, the Ballance of such Accomptt or Accompts to receiue liquidate and Cleare, according to the aduice &

direcc̄ons of him Constituant and for his most proffitt and aduantage, Liber FF Of the recoueryes and receipts Acquittance or other sufficient discharge in the name of him Constituant to make subscribe seale and deliuer, And if need bee for the premisses to appeare and the person of the s^{d} Constituant to represent in all Courts and before all Lords Judges & Justices, and to doe say pursue Impleade Seize Sequester Attach Arrest Imprison, and to Condempne, and out of prison againe when need shall be to deliuer, likewise One Attorney or more with like or limitted power und^{r} them to make and substitute and att theire pleasure to reuoke, And generally in and Concerning the premisses & the dependencies thereof to dóe say transact & accomplish all and whatsoeuer the said Constituant himselfe might or Could doe personally, All which hee promiseth to haue and hold for Good firme and of uallue for euer, In Witnes whereof the said Constituant hath hereunto put his hand and seale, This was thus done and passed in this said Citty of London in the presence of W^{m} Scorey and Rob^{t} Barton my Clerkes wittnesses

Quod attestor manual sigillo
Frederick Ixem Not^{s}: publ^{o}:
Gilb^{t} Metcalfe (sealed)

(locus sigilli)
W^{m} Score
Rob: Barton
Henry Rogers
Tho: Harwood
Rich: Owen

The aboues^{d} Instrum^{t} was at the request of John lewling Recorded By Mee Dan: Jenifer

Daniel Siluan [p. 511]

With my loue and good will to yo^{r} Selfe and the rest of the family, Theis are to let yo^{w} know that yo^{r} Cowes heare had each of them a Calfe last yeare one of them keepes att Stephen Wests the other among our Cattle they are well and I wish they were as well with yo^{w} it may bee sometime or other yo^{w} may meet wth a sloope to bring downe tobacco and bring up yo^{r} Cattle and if yo^{w} will haue some more to help freight the sloope back againe yo^{w} shall some of mine if yo^{w} desire it, And the tobacco that comes heare shall be layd out for the best aduantage either of yo^{r} selfe yo^{r} freinds or my sonn Richards Estate and goods for it shall bee retorned to yo^{w} by the same sloope that brings the tobaccoe of this yo^{w} may aduize further wth my Brother Neall, who Intends to be suddenly wth yo^{w}, and hath to doe wth the whole Bussiness of that Estate, yo^{w} are to follow his aduize and direcc̄ons in all things And by any meanes Continue where yo^{w} are at least for one yeare longer, ther shall be nothing wanting for yo^{r}selfe nor the rest of the family something he will bring along wth him now for a supply, and w^{t}soeuer is needfull from to time either he or I will prouide it soe that yo^{w} shall not want and to that end send me word by Cap^{t} Neale and w^{t}soeuer is wanting for the use of yo^{r} family and plantac̄on either he or I will prouide it, And

Liber FF for yo^r^ part yo^r^ care and paines shall not be lost howeuer things goe yo^w^ shall haue noe cause to complaine Yo^r^ uery louing freinde
Nansam^d^ 19^th^ of Sep^t^ 1667 Ri: Bennett

Know all men by these p^r^sents That I Richard Bennett of Nansamund Riuer in Virginia Merchant Doe hereby Give Grant Alien make ouer Conuey and Confirme unto M^rs^ Henrieta Maria Bennett the Relict of my sonn Richard Bennett of Baltemore County in the Prouince of Maryland, And unto Susanna the Daughter of my sonn Richard aforesaid, all that Estate either Reall or personall of which my sonn Richard died Seized and Possest of, that is to say lands Plantac̄ons Seruants Cattle hoggs howshould goods debts or any Verte other goods and Chattles whatsoeuer they may be or of what nature [p. 512] and in what place soeuer they are To haue and to hould to her the said Henrieta Maria Bennett and susanna Bennett and their or either of their heires heires for ever, all and euery part of the aforesaide Estate w^th^out any further claime trouble or Molestac̄on from mee my heires Executors & Administrators or any of them in respect of any right title or Intrest that I now haue or hereafter euer had in the aforesaid Estate or any part thereof

And I doe hereby relinquish the Executorshipp of my sonn Richards Will leauing the power and right of disposall thereof unto my Daughter M^rs^ Henrieta Maria Bennett and unto Cap^t^ James Neale her Father to Act therein according to the will and testament of my sonn Richard aforesaid, In wittnes whereof I haue hereunto sett my hand and seale the 17^th^ day of Septemb^r^ 1667

Sealed Subscribed and deliuered Ri: Bennett (Seald)
In p^r^sence of
Nath: Wil
Cha: Scarburgh

Att the request of Cap^t^ James Neale the two foregoeing instrum^ts^ was by Mee Recorded
Dan: Jenifer

Octob^r^ 8^th^ Then came Hugh mannyng and desired the marke of his Cattle may be recorded which is as followeth (uizt) Cropt & ouer keel'd on both Eares

ditto die this marke uoid uide p̄ Contra Daniel Deuine desires the marke of his Cattle may bee recorded which is as followeth (uizt) Cropt on both Eares and under keel'd on the left and a hole in the right eare

Thomas Ringould d̄d̄s writt of Execuc̄on ag^t^ the Estate of Thomas Hinson sen^r^ and Henry Parker for the sum̄e of Fowre Thowsand Nine hundred & twenty pounds of tobacco adjudged the said Ringould for Cost of suite expended, dated 5^th^ June 1667 directed to the sherriffe of Talbott County to leauy th^e^ same &^c^

Liber FF

Tho: Gerrard d̄d̄s Execuc̄on ag^{t} th^{e} Estate of Jno Foxhall for fiue thowsand Eighte hundred and fourty p̄nds of tob̄: adjudged for dam̄ages and Cost expended dated 5th June 1667 directed to sherriffe of S^{t} Marys County

Octob^{r} 10th

[p. 513]

☞ thus farre charg'd

Then Came Daniel Deuine and desires the mark of his Cattle may be recorded, (uizt) Cropt & ouer keel'd on both Eares and a hole in the right Eare

To all Christian People to whome this present writing shall Come I Mary Mullikin of Petuxent riuer in Caluert County in the Prouince of Maryland Widd^{w} and Relict of James Mullikin late of the s^{d} place dec^{d} Send Greeting, know yee that I the said Mary Mullikin as well for and in Considerac̄on of the naturall loue good will & affecc̄ons which I haue and beare towards my dear Children James Mary and Elizabeth Mullikin wth my sonn John Demaall, as also for diuers Other good Causes and Considerac̄ons me at this present especially mouing haue giuen and granted and by these p^{r}sents doe giue and Confirme unto my said sonn James Mullikin all that parcell of land lying and being in Trasquaking riuer on the Easterne shore of this prouince Containing by Estimac̄on three hundred acres or thereabouts, wth all priuiledges rights proffitts & benefitts thereunto belonging, The said James to haue and to hould the said land wth Other the p^{r}misses att the age of One and twenty yeares, if I liue soe long, Otherwise the same to Occupy possess and Enjoy att the age of Eighteen yeares and from thence forward to him and his heires for Euer, I doe also by these p^{r}sents giue grant & Confirme unto my said sonn John Demaall all that parcell of land lying and being in the said riuer of Trasquaking Containing two hundred acres more or less and taken up by uertue of his father John Demaall my former husbands rights of land, wth all rights priuiledges proffitts and benifitts thereunto belonging, The said John to haue and to hould the said land wth other the p^{r}misses att the age of One and twenty yeares If I liue soe long, Otherwise the same to Occupy possess and enjoy att the age of Eighteen yeares and from that time forward to him and his heires for euer, And for the Seat of land I now liue upon in Petuxent riuer aforesaid I wholely & solely reserue and keep the said plantac̄on wth all howses Edifices buildings Orchards and Gardens whatsoeuer thereunto belonging for my owne proper use and behoofe and for noe other use nor benifitt whatsoeuer, resuruing and keeping the said Plantac̄on wth Other the premisses abouemenc̄oned from all Claimes whatsoeuer that shall be made to the same or any the p^{r}misses by any of my Children, or any person that I shall hereafter marry or make a husband of, quietly and peaceably to enjoy the same to my owne use and benifitt untill my decease and to be giuen or bequeathed to

Liber FF what person or persons soeuer whome I shall like of or think fitt, Except I shall dispose of the same Otherwise in my life, I doe allsoe by these prsents Giue Grant and Confirme unto my three Children [p. 514] (uizt) James Mary and Elizabeth Mullikin Six Cowes which I now possess wth all the female Encrease that they shall bring untill my said Children shall arriue att theire seuerall and respectiue ages then to be equally diuided amongst them, that is to say, my sonn James to enjoy his part at Eighteen yeares of age, That is if I liue not till hee shall arriue att the said age Otherwise not to enjoy the same untill hee be of the age of One and twenty yeares as aforesaid, my Daughters Mary and Elizabeth Mullikin to enjoy their and either of their partes of the said Six Cowes and theire female Encrease when they and either of them shall arriue att the age of Sixteen yeares, that is if I shall dye before they arriue to the said age of sixteen yeares, Otherwise their said Seuerall partes to be wholely att my disposall and if either of my said three Children James Mary or Elizabeth Mullikin, shall dye before they shall arriue att theire or either of theire respectiue and seuerall ages before menc̄oned, then his her or theire part or partes of the said Cattle to goe unto the suruiuor or suruiuors, Lastly I doe hereby giue grant and Confirme unto all my said Fowre Children the remaindr of all and singuler my Goods howsehould stuff Apparell Utensils Brass Pewter Bedding and all other my substance whatsoeuer that is or may be Called moueables quick and dead of what kinde nature quality or Condic̄on soeuer the same are or be and in wt place or places soeuer the same be shall or may be found as well in my owne Custody or possession as in the possession hands power and Custody of any other person or persons wtsoeuer The said James Mary and Elizabeth Mullikin and John Demaall to haue possess and Enjoy all and singular the said Goods and all other the aforesaid prmisses after my decease and not before then equally to be diuided amongst my said Fowre Children, but if either of them shall dye before my decease, then the suruiuors to enjoy his her or theire part or partes soe deceased In wittnes whereof I the said Mary Mullikin haue to these prsents sett my hand and Seale this 28th day of Octobr in the 36th yeare of the Dominion of Caecilius ouer this prouince of maryland Annoq; Domini 1667

Mary Mullikin (sealed)

before the signing and sealing hereof was enterlined in the 32th line the word (other) and in the 60th line these words (the remainder of) Signed Sealed and deliuered in the Prsence of Us

the marke of
James W Williams John Blomfeild
Daniel Jenifer Edwd Sauage

The foregoeing deed of Gift was brought into the office and requested it may be Recorded at the instance of Mary Mullikin and presence of James williams Pr Mee Dan: Jenifer

Att the Same instant the said Mary Mullikin Assignes ouer the said two parcells of land by her giuen in the aforesaid deed of Guift to her said two sonns James Mullikin and John Demaall, the said Assignm^{ts} being endorc't on either pattent which beares date the 14th day of August anno 1665 and Granted in James Mullikins name her late dec^{d} husband Vizt Liber FF [p. 515]

Know all men by these p^{r}sents That I Mary Mullikin the Relict of the wthin named James Mullikin late of Caluert County dec^{d} for diuers good Causes and Considerac̄ons mee thereunto mouing I doe hereby acknowledge to haue Assigned and sett ouer and by these p^{r}sents doe for my selfe my heires executors and Administrators Assigne and sett ouer unto James Mullikin my Sonn all my Right title Interest Claime and demand of in and to the wthin menc̄oned land called by the name of Mullikins Orchard, Containing and laid out for three hundred acres more or lesse, To haue and to hould the wthin menc̄oned parcell of land and euery part and parcell thereof together wth all rights proffitts and benifitts thereunto belonging to him the said James Mullikin my sonn his heires and Assignes for euer, and I the said Mary doe hereby for my selfe my heires executors and Administrators warrant the premisses together wth all and euery the appurtenances to him the said James Mullikin his heires or Assignes against all persons whatsoeuer hauing or pretending to haue any right title or interest thereunto, Wittnes my hand and Seale the eighte and twentyeth day of October in the 36th yeare of the Dominion of Caecilius &^{c}: Annoꝗ Dom̄ 1667 Mary Mullikin (Sealed)

Signed sealed & deliuered
In the presence of
the marke of
James W Williams
Daniel Jenifer
John Blomfeild
Edward Sauage

Entered on Record att the request of the aforesaid Mary Mullikin and in the p^{r}sence and hearing of James williams her intended husband, Per Mee
Daniel Jenifer

Know all men by these p^{r}sents That I Mary Mullikin the Relict of the wthin named James Mullikin late of Caluert County deceased for diuers good Causes and Considerac̄ons mee thereunto especially mouing doe hereby acknowledge to haue assigned & Sett Ouer and by these p^{r}sents doe Assigne and Sett ouer for mee my heires executors and Administrators all my right title Intrest claime and demand of in and to the wthin menc̄oned parcell of land com̄only called or knowne by the name of Mullikins Greene Containing Two hundred [p. 516] acres more or less, Together with all rights proffitts and benifitts to the Same belonging or any wayes appertaining unto my Sonn John Demaall his heires or Assignes, To haue and to hould the p^{r}misses wth all and euery the Appurtenances to him the said John Demaall his

Liber FF heires Executors Administrators or Assignes wth warranty ag^{t} all persons hauing or pretending to haue any right title interest or demand in or to the same Wittnes my hand and Seale the eight and twentyth day of Octob^{r} in the 36th yeare of the Dominion of Caecilius &^{c}: Annoqꝫ Domini 1667 Mary Mullikin (Sealed)

Sealed & deliuered
In the p^{r}sence of
the marke of
James W Williams
John Blomfeild
Daniel Jenifer
Edward Sauage

The foregoing Assignm^{t} was entred on Record wth the other to James Mullikin, att the request of the aforesaid Mary Mullikin and in the p^{r}sence and heareing of James Williams her intended husband on the said 28th of Octob^{r} 1667, Per Mee Daniel Jenifer

$30\frac{3}{m}67$

Nouemb^{r} 2^{d} 1667

Jerome White Esqꝫ desires the marke of his Cattle may be recorded (uizt) Cropt & slitt on the right Eare and slitt in the left

Memorand^{m} that the 8th day of Nouemb^{r} 1667 Came & appeared Before the Hon^{ble} Philip Caluert Esqꝫ Chancello^{r}: william Smyth of S^{t} Marys County Innholder and acknowledged himselfe to Owe to the Lord Proprietary of this Prouince twenty Fiue pounds Sterling And Daniel Clocker of the said place Carpenter and acknowledged to Owe to the said Lord Prop^{r} Twenty fiue pounds of like mony to be made & leauyed of theire Goods and Chattles lands & tenements to th^{e} use of the said Lord Prop^{r} und^{r} the Condic̄ons following, (uizt) that the said w^{m} Smyth shall make his personall appearance att the next Prouinciall Court to be holden att S^{t} Marys on the 10th day of Decemb^{r} next then and there to Answer to such things as shall be Objected ag^{t} him, in the meane time that he shall be of the good behauiour towards th^{e} said L^{d} Prop^{r} and all other the people of this prouince Dan: Jenifer Cler̄

[p. 517] Know all men by these presents That I Robert Gibbs of Boston in New England merchant haue nominated and Assigned made Ordained Constituted and Appointed my Trusty and louing freinde M^{r} Nathaniell Burrough of Roxbury in New England merchant my true & lawfull Attorney for mee and in my name and steed and to my use to aske demand & sue for Recouer Receiue obteine and gett all debts summe or summes of money or other Estate due owing or payable unto mee by any person or persons whatsoeuer Either in Virginia or maryland Either by Bill Bond Book acc^{ts} Couenant agreem^{t}

or by any other wayes or meanes whatsoeuer giuing and by these prsents granting unto my said Attorney my lawfull & whole power Strength and Authority and to Ordeine Constitute and place an Attorney undr him if need require to attach arrest seize implead Imprison and Condemne any such person or persons wtsoeuer and them out of prison againe to deliuer as alsoe to Compound Conclude and Agree and upon Composition agreemt or receipt of any sum̃e or summes of mony or other Estate acquittances or other lawfull discharge to be made and Sealed as my owne act and deed to deliuer and Generally to doe Execute Conclude finish and determine all such lawfull act and acts thing & things wtsoeuer in as large and ample manner to all intents & purposes as I my selfe might or could doe if I were personally prsent, Allowing and holding for stable and firme whatsoeuer my said Attorney or any other impowred by him shall lawfully doe or cause to be done in and about the prmisses by uertue hereof, In wittnes whereof I the said Robert Gibbs haue Sett to my hand and Seale this 27th day of Septembr 1667 Liber FF

Sealed & deliuered in the prsence Robert Gibbs (Sealed)
of Us after rasing in the 19 line
Jonas Moore
William **WL** Lash
his marke

The aboues^d Instrumt subscribed & sealed p̄ Robt Gibbs was proued by william Lash one of the wittnesses to the said Writing Before mee this 23d day of Octobr 1667 Charles Caluert

Nouembr 27th

John Hopper of st Georges Island in St Marys County desires the mark of his Cattle may be recorded (uizt) and Hoggs with a Crop and two slitts in the Crop on the right Eare and an underkeel on the left Eare

Decembr 4th

Thomas spink of St Marys County desires the marke of his Cattle and hoggs may bee recorded (Vizt) Cropt on the right eare and slitt, and the left eare underbitted Daniel Jenifer

Decem̃: 5th

Alice Tunnihill desires the marke of her Cattle to be recorded (uizt) Swallow Forkt the left eare Cropt on the Right and underkeeled

Proclamac̄on by the Leivtennt Generall of Maryland [p. 518]

Whereas att the last Proall Court holden at St Maries for this Province on the fourth day of June last past the next Provinciall Court was then appointed to be held on the third twesday in Octo-

Liber FF ber following being the fifteenth day thereof which s^{d} Court to be held on th^{e} fifteenth day of October was adjourned till th^{e} second twesday of this instant month of December being the Tenth day thereof by reason of the th^{n} urgent Occasions of the Province

Now forasmuch as th^{e} holding of the s^{d} Court appoynted on th^{e} s^{d} tenth of December will likewise prove very inconvenient by reason of the indisposic̄on of body wth seūall of his lo'ps Justices who cannot be then present in Court as alsoe the present in Court as alsoe the present expedic̄on ag^{t} the Indian Enemy with other Publiqꝫ Affaires which cannot suffer Delay

These are therefore to give notice to all persons whom itt may concerne That the said Court to be held on the Tenth day of this instant Month of December is Adjourned untill the second Twesday in February next being the Eleaventh Day thereof and all writts & other processe issued for those Courts intended to be holden on the said fifteenth day of October and the said Tenth day of December shall be Returneable on the Eleaventh day of February next as aforesaid Dated from the Office by Speciall Order from the Right hono^{rble} the Leivtenn^{t} Generall this Seaventh day of december in the six and Thirtyeth yeare of his lo^{ps} Dominion over the said Province annoqꝫ domini One thowsand six hundred sixty seaven Daniel Jenifer

To M^{r} Richard Collett
High sherr̄ of Calvert County

[p. 519] This Indenture made the Twenty sixth day of January One thowsand six hundred fifty and foure Betweene Thomas Gerrard of the Mannor of S^{t} Clements in the Province of Maryland Esqꝫ of the one party and Robert Slye of Bushwood on Wiccacomaca river March^{t} on the other party wittnesseth That whereas the said Thomas Gerrard hath by Pattent bearing date the eighteenth Day of July one thowsand six hundred forty two under the Seale of th^{e} Province and hand of Leonard Calvert Esqꝫ dec̄d the then Governor A certeine Tract of land conteyning about six thowsand Acres & is commonly knowne by the name of S^{t} Clements Manno^{r} as by the said Patent may more att large appeare And whereas there is an Interrmariage allready had made & Consummated (before the date of theis presents) betweene the said Robert Slye and Susanah the Eldest daughter of the said Thomas Gerrard in Consideracon whereof the said Thomas Gerard both for himselfe his heires Executors Administrat^{rs} and assignes hath freely given granted and enfeoffed and doe firmly by theis presents give grant and Enfeoff unto the sayd Robert Slye his heires Executo^{rs} Administrators and assignes forever All that Tract of land commonly called & Knowne by the name of Bush wood or the white poynt Conteyning about One thowsand acres of land be itt more or lesse lying in and being part of the said Manno^{r} of S^{t} Clements aforesaid & is bounded as followeth vizt beginning att th^{e} North side of Blunt point att a Ceader tree marked with nine Liber FF Notches at the head of a little branch standing on the South side of a little Marish and soe ruñing North east & by East nearest to a m̃ked tree with nine Notches att the head of a little branch or swamp that lyeth neere Manotopison runn and from the head of that branch or swamp Easterly to a beech tree that standeth upon Manotopison Runn by a Bramly path which beech is alsoe marked with nine Notches and from thence is bounded with Monotopison runn unto the head thereof and from the head of the said runn to goe upon a North east and by North line nearest unto a marked Pokecory tree on the East side of a great valley on the high grounds likewise marked And from thence North east & by North unto the utmost Extent of [p. 520] the said Mannor and from the aforesaid Ceader on the west side bounded by wighcocomaco river unto the End of the white poynt on both sides thereof And from the white poynt bounded with Miowacks creeke unto a tree Marked as aforesaid standing by Bramly path upon Miowaicke Runn and from thence to runn North North east Easterly over the High grounds unto th^{e} utmost extent of the said Manno^{r} with all perquisitts profitts and Hereditaments whatsoever in as full and large Manno^{r} as the said Thomas Gerrard now hath and alsoe free Egresse & Regresse liberty of Fishing Fowling Hawking Hunting falling and cutting of Wood or Tymber and carrying itt away from any place of the Mannor either before or after itt is wrought Inclosures only excepted, and he the said Robert Slye his heires Executors Administrators or assignes to dispose of the sayd Timber either to building or what other use or uses hee or they shall see or find most convenient And he the said Robert Slye To have to hold and Enjoy by himselfe his heires Executo^{rs} Administrato^{rs} or assignes for ever the aforesaid Devident of One thowsand acres of land be itt more or lesse with all th^{e} Accomodac̃ons thereunto belonging in as quiet & ample Manner as the s^{d} Thomas Gerrard doth now hold his land in the said Province The s^{d} Thomas Gerrard his heires Executo^{rs} Adm^{rs} or assignes being to receive from th^{e} s^{d} Robert Slye his heires Executors Adm^{rs} or assignes two barrells of Indian Corne or twenty shillings in mony eũy yeare which is to be paid at th^{e} Nativity of our lord on th^{e} five & twentyeth day of December, and alsoe to doe all th^{e} Dutyes & services of a Freeholder according to the Custome of England or law of this Province In Testimony whereof I the s^{d} Thomas Gerrard have hereunto sett my hand the day & yeare first above Written

Signed sealed & Tho: Gerard
deliũed in th^{e} p̃nce of (seale)
Susanna Gerard
Thomas Williamson
Justinian Gerard

Liber FF [p. 521] Thomas Gerard of the Province of Maryland Esqꝫ the within Donor or Feoffor did this foure and twentyeth day of January one thowsand six hundred sixty and two in manner and forme of law Deliver unto the within named Robert Slye Donee possession of the within menconed parcell of land p̄cell of land Together with all howses buildings or Edifices whatsoever there unto belonging and vested him in all the Priviledges benifitts and Commodityes within Expressed there unto Relateing by livery of Seizin by Turfe and twigg in presence of us the Subscribers hereunto and the same land in Manner and forme as is within conveyed he the said Thomas Gerrard did engage to warrant and Defend against all manner of persons for the only use behoofe & benifitt of him the aforesaid Slye and his heires for ever wittness our hands the day and yeare afore mencōned

Thoma Notley
Justinian Gerard
John Smith

Intrat^u in Recordo Anno One thowsand Six hund^d sixty foure
Walter Hall

This Indenture made the Two and twentyeth of March One thowsand six hundred sixty and Six in the Nineteenth yeare of the Reigne of our Soveraigne lord Charles &^c: and in the five and thirtyeth yeare of the Dominion of Caecilius lord Baltemore lord and [p. 522] Proprietary of the Province of Maryland By and betweene Thomas Gerrard of Westmerland in the Colony of virginia Esqꝫ of the one parte and Robert Slye in the County of S^t Maryes in the Province of Maryland m̄ch^t of the other part wittnesseth That the said Thomas Gerrard for & in consideracōn of a certeine valuable satisfaccon unto him the sayd Thomas Gerrard att and before the Sealing & deliũy of theis presents by the said Robert Slye well & truly made the receipt whereof the said Thomas Gerrard doth hereby acknowledge and himselfe therewith fully satisfyed and payd and thereof and of every part and parcell thereof doth fully cleerly and absolutely give grant bargaine Sell Alyen assigne Transferr Enfeoffe & confirme unto the said Robert Slye his heires and Executo^rs & Administrato^rs for ever by theis p̄nts hath Given granted aliened bargayned sold assigned transferred Enfeoffed & confirmed and by theis p̄nts doth fully clearly and absolutely Give grant bargaine Sell alien assigne Transferr Enfeoffe & confirme unto the sayd Slye his heires and assignes for ever all that parcel or Tract of land lying Scituate and being in the County aforesaid being part and parcell of the Manno^r of S^t Clements commonly knowne by the name of Rich Necke being bounded as followeth (To say) beginning at a red oake Marked with nine Notches standing att the lower end of Mayden Swamp on the west side thereof neere the back creeke that Runneth up betweene Matapony and the Necke where Richard Foster now liveth from the said oake is bounded by a line running up the said swamp to th^{e} open end of the rich land to a white oake marked alsoe with nine Notches the Course Nearest East North East from the said oke upon a line drawne North Easterly to a marked red oke with nine Notches standing neere a small fresh Runn under the High grounds and by the path that leads from Bush wood to the head of Clements bay thence drawne by a line to a marked Pokicory tree standing on the East side of a great valley on the high grounds being one of the bound trees of Robert Slye his tract of One thowsand acres of land called Bush wood and from the said Pokicory is bounded by the line of the said Thowsand acres running downe th^{e} head of Manatoposon Runn and from thence bounded by the said line and Manatoposon Runn to the lower end thereof and thence running by the backe creeke to the first marked red oke & conteynes all the land within th^{e} bounds being laid out for Five hundred acres be itt more [p. 523] or lesse with all itts Rights Members Jurisdiccons appurtennances together with all howses Edifices feedings pastures woods underwoods wayes Easements profitts and Commodityes whatsoever together with free liberty of hawking hunting fishing and fowling in and upon the sayd land and in and upon the aforesaid Manno^{r} as likewise free ingresse egresse & regresse into the Forrest for Cattle hoggs sheepe horses or for any other Stock whatsoever unto the said Robert Slye or unto his heires belonging in and to the Manno^{r} aforesaid To have and to hold & to injoy to him & his heires for ever as alsoe priviledge for falling of any Timber usefull for building or Fenceing in and upon the aforesaid parcell of land upon the said Manno^{r} being in Forrest & not infenced all which said parcell of land lying Scituate & being as aforesaid with all its Rights Members & appurtenances whatsoever unto the said Robert Sly Jurisdicons & appurtenances with all Howses buildings Edifices feedings pastures woods underwoods wayes Easem^{ts} profitts and Commodityes whatsoever together with Free liberty of hawking hunting fishing fowling ingresse egresse regresse falling of Timber And alsoe all the Estate Right Title interest use Possession property claime & Demand whatsoever of him the said Thomas Gerrard of in and to the same To have and to hold the said land and all and singuler other the premisses hereby granted bargained and sold or menconed to be herein or hereby granted bargayned or sould with their and every of their Rights members and appurtenances whatsoever unto the said Robert Slye his heires & assignes To the only proper use of the said Robert Slye his heires and assignes for ever And the s^{d} Thomas Gerrard for himselfe his heires Executo^{rs} and Adm^{rs} the said parcell of land and all and singuler other the premisses before granted bargayned and sold with the Appurtennces unto the said Robert Slye and his heires To the only proper use and behoofe of the said Robert Slye his heires and assignes for ever against him the said Thomas Gerrard

Liber FF his heires and assignes and all and every other person and persons whatsoeuer lawfully clayming by from or under him them or any of [p. 524] them and against all other Person or persons whatsoever at all tymes here after shall and will warrant and for ever Defend by theis presents And the said Thomas Gerrard for himselfe his heires executo^{rs} and Adm^{rs} doth Covenant promise grant & agree to & with the s^{d} Robert Slye his heires and assignes & every of them by theis presents in Manner and forme following (That is to say) that he the said Tho: Gerrard att the tyme of the Ensealeing and delivery of theis presents is and untill a good Pure and perfect and absolute Estate of inheritance of all & singler th^{e} before granted premisses and every part thereof shall be fully vested Settled and Executed in and upon the said Robert Slye and his heires according to the true intent & meaning of theis presents shall remaine continue and be Seized of and in the s^{d} parcell of land and all and sinḡler and all and singuler other the premisses granted bargayned and sould with all with all and every their Rights Members and appurtenances of a good pure perfect absolute and in Defeazable Estate of inheritance in fee Simple to be held by the sayd Robert Slye and his heires of the said Thomas Gerard and his heires in free and com̃on Soccage as of th^{e} Manno^{r} of S^{t} Clem^{ts} aforesaid without any Condic̄on Reūson Remaynder or limitac̄on of any use or uses Estate or Estates in or to any person or persons whatsoeū to alter Change defeat determine or make voyd the same And the said Thomas Gerrard att the tyme of the Ensealeing and deliūy of theis presents hath full power good Right and lawfull Authority to grant bargayne sell and Convey all and singler the before hereby granted or Menc̄oned to be granted premisses with their and every of their appurtennances unto the said Robert Slye his heires and assignes in manner and forme aforesaid And the said Robert Slye his heires and assignes and every of them shall and may [p. 525] by force and vertue of theis presents from tyme to tyme and att all tymes for ever here after quiettly and peaceably have hold use occupie possesse and enjoy the aforesaid land and all and singuler the before granted premisses with their and every of their Rights members and appurtenances and have and receive the yssues and profitts thereof to his and their owne Proper use and behoofe for ever without the lawfull lett suite trouble Deniall interupc̄on Eviccon or disturbance of the said Thomas Gerrard his heires or assignes or of any other person or persons whatsoever lawfully clayming by from or under him th^{m} or any of them or by his or their meanes act Consent Title interest privity or procurem^{t} And that free and cleer and Freely and cleerly accquitted and discharged or otherwise from tyme to tyme well and sufficiently Saved and Kept harmlesse by the said Thomas Gerrard his heires Executo^{rs} and Administrato^{rs} of and from all and all manner of former and other Guifts grants bargayns Sales leases Mortgages Joyntures Dowers Title of Dowers Statutes Merchant

Liber FF

and of the Staple Recognizances Extents Judgm^{ts} Executions uses intayles rents and arrearages of rents forfeitures Fynes Issues and Am̃ciaments and of and from all and sing̃ler other titles troubles Charges and Demands and incumbrances whatsoeũ had made comitted suffered omitted or Done by the said Thomas Gerrard his heires or assignes or by any other person or persons whatsoeũ lawfuly clayming by from or under him them or any of them or by from or under his or their meanes act consent Title interest privity or procurem^{t} Excepting and foreprizing the Entayles Rents hereafter expressed To be paid unto the said Thomas Gerrard and his heires by the said Robert Slye and his heires one barrell of sound Indian Corne or Tenn shillings in silver or gold To be paid therefore yearely once a yeare att the Manno^{r} howse of S^{t} Clements aforesaid forty dayes before or after the nativity of our blessed Saviour And further the said Thomas Gerrard his heires and assignes and all and every other person & persons and their heires lawfully having or clayming or rightfully pretending to have or hereafter shall or may lawfully [p. 526] Claime or Rightfully pretend to have any Estate right Title or interest or Demand into or out of the premisses or any part or parcell of them by from or under the said Thomas Gerard his heires or assignes shall be and will from tyme to tyme and att all tymes during the Space of Seaven yeares next ensueing the Date of theis p̄nts at and upon the reasonable request att the costs and Charges in the law of the said Robert Slye his heires or assignes make doe performe acknowledge leavy Execute and Suffer or cause to be made done performed knowledged leavyed executed and suffered all and every such further lawfull and reasonable act and acts thing and things devise and devises Assureance and Assureances & Conveyances in the law whatsoever for the further better and more perfect assureance Surety and sure makeing and conveying of all and singler the before hereby granted menc̄oned or to be granted premisses with their and every of their Rights members and Appurteñnces unto the said Robert Slye his heires and assignes for ever be itt by Fine or Fines Feoffm^{t} or Feoffm^{ts} Deed or Deeds enrolled or not Enrolled the Enrollm^{t} of theis presents recovery or Recovery's with single or Double Voucher or Vouchers Release or confirmac̄on or by all and every or any the waies or meanes aforesaid or by any other wayes or meanes whatsoever as by the said Robert Slye his heires or assignes or by his or their Councell learned in the law shall be reaseonably devised advized or required Soe as the said Thomas Gerrard his heires and assignes or such other person or persons who shall be required to make such further Assureance be not compelled or compellable to Travaile further then S^{t} Maries in this Province or to the usuall place where the Provinciall Court shall for the tyme hereafter to come be held in or about the makeing thereof And lastly itt is Covenanted granted Concluded Condiscended unto and fully agreed upon by and betweene the said partyes to theis

Liber FF [p. 527] presents for them their heires and assignes by theis p̄nts That all Fines Feoffm^{ts} Recoũies and assureances in the law whatsoeũ had made leavyed knowledged suffered or done or hereafter to be had made leavyed knowledged suffered and done by or betweene the said parties to theis presents or any of them of for touching or concerning the said land and all & singuler other the before hereby granted premisses with their Rights members and appurteñnces and every and any part thereof shall be and enure and shall be Construed Esteemed and adjudged and taken to be and Enure to the onely Proper use & behoofe of the said Robert Slye his heires and assignes for ever and to noe other use intent or purpose whatsoever In wittnes whereof the said parties to theis p̄nt Indentures interchangeably have sett their hands and Seales the day and yeare first above written

Tho: Gerard (sealed)

Signed Sealed and Delivered and Quiett and peaceable Possession and livery of Season of the lands and Premisses with the Appurteñnces wthin Menc̄oned was given & delivered by the within-named Thomas Gerrard Esqꝫ To the within named Robert Slye to the uses within Specified according to th^{e} forme & Effect of th^{e} Indenture within written the Day & yeare within written

In th^{e} Presence of us
Hudson Leveritt
Richard Uggatt
James Edmonds
James Greene
The m̄ke of
John IT Tennisson

The m̄ke of
Rich W Foster señ
The m̄ of
Rich^{d} R Foster Jun^{r}

[p. 528] This Indenture made the Twenty third Day of November Anno One thowsand six hundred Sixty and Seaven &c Betweene John Smith of S^{t} Maries County in th^{e} Province of Maryland Howse-R^{t} of the one Part and John Sheppard of the same County Cooper of the other part wi̅ttnesseth that the said John Smith as well for and in Considerac̄on of the Quantity of Fowre thowsand pounds of tobacco & Caske in hand payd before the Ensealing and Delivery hereof by the said John Sheppard whereof and wherewith the said John Smith doth acknowledge himselfe satisfied Contented & paid and thereof and every Part and parcell thereof doth acquitt and discharge th^{e} said John Sheppard his heires executors and Administrators and every of them by theis presents as alsoe for divers other good causes and considerac̄ons him hereunto moveing Hath Granted bargayned Sold assigned sett over and confirmed and by theis presents doe fully cleerly and absolutely grant Bargayne sell assigne sett over and confirme unto th^{e} said John Shepheard his heires Executors Administrators and Assignes All that parcell of land Scituate lying and being in S^{t} Maries County aforemenc̄oned lying in the woods beginning att a white oke with Eight Notches standing in a Swampe adjoyning to Liber FF a parcell of land belonging to Thomas Simpson (called Simpkin) running North west for the length of Three hundred and twenty perches unto a Pokeicory tree wth eight notches and from thence running South west for bredth th^{e} length of One hundred twenty five perches unto another white oke wth eight notches and from thence Running South east for the length of Three hundred and twenty p̄ches and so from thence to the first bounded white oke Conteyning by Estimac̄on Two hundred and fifty acres be th^{e} same more or lesse now in the tenure & Occupac̄on of him the said Smith or his Assignes and lately in the Tenure or Occupac̄on of Thomas Simpson of S^{t} Maries County aforesaid being the One halfe of Five hundred [p. 529] acres of land bought by the said John Smith of the said Thomas Simpson (called Simpsons Supply) as by a Patent granted unto the said Simpson for the same bearing date the Thirteenth day of June One thousand six hundred sixty five will appeare all and singuler which said parcell of land together with all and singuler the Houses buildings Structures or Edifices whatsoever thereunto belonging or apperteyning together wth all th^{e} Orchards Gardens Pastures Feedings Commons Commons of pasture Rang for hoggs Woods underwoods Water, Water Courses Fishings Fowlings waies Easem^{ts} profitts Commodities and hereditaments whatsoever unto the said parcell of land belonging or in any manner of waies apperteining To have and to hold the said Parcell of land and all and singuler the premisses afore menc̄oned to be hereby menc̄oned Bargayned and Sould with th^{e} appurtennances and every part and parcell thereof whatsoever before named or Recited unto the said John Sheppard unto the said John Shephard and his heires Executo^{rs} Administrators and Assignes for ever Yeelding and paying yearly the lord Proprietaries rent for the said parcell of land in manner and forme as in the Patent aforesaid Exprest and the said John Smith for himselfe his heires Executo^{rs} and Administrators doe Covenant grant and Agree to and wth the said John Shephard his Executo^{rs} Administrato^{rs} and assignes and every of them by theis presents That he the said John Shephard his Executors Administrators and assignes shall and may lawfully peaceably and quietly have hold Occupy Possess and injoy all and singuler the premises before by theis presents bargayned and sold and every part and parcell thereof with every the Rights members and appurtennances without the lawfull lett suite trouble Evicc̄on Expulsion or Demand of or by the said Smith or of or by his heires Executors and Administrators or any or either of them or of or by any other person or persons lawfully Clayming from by or under them or any of them or their or any of their uses or by or from or under their or any of their title Estate meanes or procurement as alsoe acquitted and discharged or within Convenient tyme after reasonable Request made well and Sufficiently Saved and Kept [p. 530]

Liber FF harmelesse of and from all and all manner of former and other Bargaines Sales Estates former leases Titles Dowers Rights or Titles of Dower Joyntures Uses Intayles Wills rent charges Rent services Arreareages of Rents Statutes Recognizances Judgments Executions titles trouble Charges and Demands whatsoever had made done Committed or wittingly or Willingly suffered by the said John Smith his heires or Assignes or any of them or to their or to any of their uses or by their or any of their Titles Estate meanes or Procurement and the said John Smith for himselfe his heires Executo^rs^ and Administrators all and Singler the before bargayned premisses with their Appurtennances and every part and parcell thereof unto the said John Sheppard his heires Executors Administ^rs^ and assignes to th^e^ intent and meaning aforesaid shall and will warrant and for ever Defend by theis presents In wittnes whereof the parties first above named to theis present Indentures have interchangly sett their hands and Seales the day and yeare first above written John Smith

Signed Sealed and delivered (seale)
together with Possession by
livery and Seizin by Turfe
and twigg in p̄nce of [*blank*]

Memorandum that full and Peaceable Possession of the Lands and Tenemen^ts^ within mencōned with The Appurtennances was given and [p. 531] delivered by the w^th^ named John Smith to the within named John Shepheard According to the forme and Effect of the within written Deed this Five and twentyeth day of November Anno domini one thowsand six hundred sixty Seaven in the presence of us whose names are under Written Smith

William Boreman
The m̄ke of
Rich: X Jones

This Indenture made the thirty: Day of September in yeare of our Lord god one thousand six hundred sixty and seaven, betweene Robert Brooke of Calvert County in patux^t^ River in the province of Maryland Gen̄t of the one part and William Euens of new towne in S^t^ Maryes County and in the province aforesaid Esq^r^ of the other part Wittnesseth that the said Robert Brooke for a ualueable Consideracōn to him in hand att and before the sealeing and deliuering of these p^r^sents by the said William Euens well and truely payd: the Receipt whereof he the said Robert Brooke doth hereby acknowledge and himself therew^th^ fully satisfied and paid & thereof doth clearly accquit exonerate and discharge the said William Euens his heires executors & adm^rs^ for euer by these presents hath giuen granted aliened bargayned sould enfeoffed and Confirmed and by these p^r^sents doth fully Clearly and absolutly giue grant bargaine sell alien enfeoffe and Confirme unto the said Will^{m} Euans his heires and assignes for Liber FF euer all that peice or parcell of Land first granted unto William Thompson deceased and since in th^{e} tenure and ocupac̄on of the said William Euans Lying scituate and being one the east side of S^{t} Clements bay in Patowmacke Riuer and in the County of S^{t} Maryes Containeing two Hundred and Fiefty Acres of Land the Bowndes whereof are perticulerly sett downe and described in the pattent or Graunt of the said parcell of land beareing date att S^{t} maries, the Eighth day of June Año Dom̃ one Thousand six hundred Forty Nine, with all & singuler itts rights members iurisdictons and appurtenances Together with all howses edifices Buildings Barnes Stables orchards Gardens yards Backsides easements Lands Tenements meedowes Feedings Pastures Woods underwoods Proffitts Com̃odities Com̃on of pasture, wayes hereditaments and appurtenances whatsoeuer to the said Messuage or tenement and premises or to any part or parcell of them belonging or in any wise appertaineing: All which said messuage Land Tenements Feedings pasto^{rs} Closes and Hereditaments with there and euery of theire Rightes members and Appurtenances whatsoeuer before in and by these p^{r}sents mentioned or intended to be granted are situate Lying and being in Clements Bay in the County of S^{t} Maryes as is aboue rehearsed and now in the [p. 532] tenure and occupac̄on of the said William Euans as aforesaid: and the Reverc̄on and Reverc̄ons Remainder and Remainders of all and singler the before mentioned premises and all rent and Rents reserued upon any Grant or Grants demise or demises made of the primises or of any part or persell of them and allso all th^{e} estate right tytle intrest use possession property clame and demand whatsoever of him the said Robert Brooke of in or to the same: And all deeds writings Euidences Charters Transcripts of Fines Court Roules Escripts and minuments whatsoever touching or Concerning the primises or any part thereof or parcell of them To haue and to Hould the said messuage or tennement and all and singuler other the primises hereby granted bargained and Sould or mentioned to be herein or hereby granted bargained and Sould with there and euery of there Rights members and appurtenances whatsoever unto the said William Euans his heires or assignes to the onely proper use and behofe of the said William Euans his heires and Assignes for euer: and the sd Robert Brooke for himselfe and his heires &c the said Messuage or tenement and all and singuler other primises before Granted bargained and sould with the appurtenances unto the said William Euans and his heires to the only proper use and behofe of the said William Euans his heires and assignes for euer against him the said Robert Brooke his heires and asignes and all and euery other person or persons whatsoever lawfully claymeing by from or under him them or any of them shall and will warrant and for euer defend by these presents and th^{e} said Robert Brooke for himselfe his heires executors

Liber FF and adm^rs^ Doth Couenant promise grant and agree to and with the said William Euans his heires and assignes and euery of them by these presents in manner and forme following that is to say the he the said Rob^t^ Brooke att the time of the insealeing and deliuery of these p^r^sents and untill good pure perfect and absolute Estate of Inheiritance of all and singuler the before granted premises and euery part thereof shall be fully uested settled and executed in and upon the said William Euans and his heires according to the true meaneing of these p^r^sents shall remaine continue and bee seized of and in the said messuage or tenement and all and singuler other the primises in and by these p^r^sents granted barganed and sold with all and euery theire Rights members and appurtenances of a good pure and perfect and absolute Estate of inheirtance in Fee Simple without any Condition reuertion remainder or limitation of any use or uses estate or estates in or to any person or persons whatsoever to allter change defect determine or make void th^e^ same and that the said Robert Brooke att th^e^ time of the ensealeing and deliuery of these p^r^sents hath full power good right and lawfull authority to grant bargaine sell and Conuey all and singuler the before hereby granted or mentioned [p. 533] to be granted premices with theire And euery of theire appurtenances unto the said William Euans his heires and assignes in manner and forme aforesaid and that he the said William Euans his heires or assignes and euery of them shall or may by uertue of these p^r^sents from time to time and att all times for euer hereafter lawfully peceably and quietly haue hold use ocupy posesse and enioy the said Messuage or tennement and all and singuler the before granted premises with theire and euery of theire rights memƀ and Appurtenancis and haue receiue and take th^e^ Rents issues and profitts thereof to his and theire owne proper use and behoofe for euer without any lawfull lett trouble denyall interruption Euiction or disturbance of the said Robert Brooke his heires or assignes or any other p^r^son or p^r^sons whatsoever lawfully claimeing by from or under him them or any of them or by his or theire meanes act consent tytle intrest priuity or procurement: and that free and Cleare and freely and clearely accquitted Exonerated and discharged or otherwise from time to time well and sufficiently saued and kept harmeless by the said Robert Brooke his heires executors or adm^rs^ of and from all and all manner of former & other giftes graunts bargaines sales leases morgages ioyntures dowers tytle of dower statute merchant and of the staple Recognizances extents iudgments executons uses entailes rents and arreares of rents forfiture fines issues and amerciaments and of and from all and singuler other tytles troubles charges demandes and incumberances whatsoever had made Com̃itted suffered Om̃itted or done by the said Robert Brooke his heires or assignes or by any other p^r^son or p^r^sons whatsoever lawfully claim̃g by from or under him them or any of them or by from or under his or theire meanes act consent tytle intrest priuity or procurement (the Rents Liber FF and seruises which from henceforth from time to time for or in respect of the premises shall grow due and payable to the cheife Lord or Lords of th^{e} Fee or Fees of the premises only exepted and forepriezed) and further th^{e} said Robert Brooke for himselfe his heires excu^{rs} and adm^{rs} doth hereby couenant and agree with the said William Euans that he the said Robert Brooke his heires or assignes and all and euery other p^{r}son and p^{r}sons and theire heires Lawfully haueing or claimeing or Rightfully pretending to haue or claime or rightfully pretend to haue any estate Right tytle intrest or demand into or out of the premises or any part or parcell of them by from or under the said Robert Brooke his heires or assignes shall and will from time to time and at all times for and dureing the space of seauen yeares next insueing the date of these p^{r}sents att and upon the reasonable request and att the costs and Charges in the law of the said William Euans his heires or assignes make doe performe acknow̄ leauy execute and suffer or cause to be made done performed Knowledged leauyed executed and suffered all and euery such further lawfull and reasonable act and acts thing and things deuice and deuices assureance and assureances and conueyences in the law whatsoever for the further better and more perfect assurance truely sure makeing and Conueying of all and singuler the before hereby graunted or mentioned to be grānted primises with theire and euery of theire rights members and appurtanances unto the said William Euans his heires or assignes Bee it by Fine or Fines Feofment or Feofments deed or Deeds Enrolled or not Enrolled the Enrollment of these presents Recouery or Recoueryes with single or double voucher or vouchers release or confirmation or by all and euery or any the wayes or meanes aforesaid or by any other wayes or meanes [p. 534] whatsoever as by the said William Euans his heires or assignes or by his or theire Councell Learned in the Laws shall bee reasonably deuised aduised or required: soe as the said Robert Brooke his heires execu^{trs} or adm^{rs} or such other person or persons who shall be required to make such further assurence bee not compelled or compellable to trauaile further then unto S^{t} Maryes or to such other plase where the prouinciall Court for this province shall be then held and kept in or aboute the makeing thereof: And lastly it is couenanted graunted concluded condesended unto and fully agreed uppon by and betwene the said parties to these presents that all Fines Feoffements recoueries and assurences in the Law whatsoeur had made leaueid Knowledged suffered or done by or betwenne th^{e} said parties to these p̄ents or any of them of, for, touching or concerneing the said Messuage or tennement and all and singuler other the before hereby granted premises with their rights, members, and Appurtenances and euery or any part thereof shall be and inure and shall be construed esteemed, adiudged, and taken to bee and inure to the only proper

Liber FF use and behofe of the said William Euans his heires or assignes for euer, and to none other use intent or purpose whatsoeuer in Wittness whereof the said Robert Brooke to this p^r^sent Indenture hath sett his hand and Seale the Day and yeare first aboue written

Robert Brooke
(Seale)

Signed Sealed and Deliuered and full peaceable possession and Seizin of the Messuage and Land within mentioned withe the appurtenances was given and Deliuered by the within named Robert Brooke to the within named William Euans according to the force and effect of the within written deed this thirty day of September Annoq; Dom one thousand Six hundred Sixty Seauen In presence of us
Charles Brooke
Roger Brooke

[p. 535] January the 10th

John Smyth of S^t^ Marys County desires this marke for his daughter Elizabeths Cattle to be recorded (uizt) A hole in the right eare and a peece taken out of the upper side and two peces taken out underneath the left eare

January the 14th

James Martin of the same County for his sonn James requesteth this marke for his Cattle to be recorded (Vizt) the right eare Cropt and a hole in it and three slitts in the left

The Prouinciall Court of the Right Hon^ble^ Caecilius Absolute Lord & Proprietary of the Prouince of Maryland houlden att S^t^ Marys before the Justices of the said Court the 11th day of February in the 36th yeare of his said Lōpps Dominion Annoq; Dom̄ 1667/8

P^r^sent Charles Caluert Esq; Leiutenn^t^ Generall and Cheife Gouerno^r^
Philip Caluert Esq; Chancello^r^
Jerome White Esq;

The age of Kathern Hall seru^t^ to L^t^ Coll Jn^o^ Jarboe was Judg'd that she serue the said Jarboe or his Assigns untill she arriue att the age of 22 yeares

Thomas Cosford petitioneth for his freedom seru^t^ to Leonard Greene Ordered he serue the full time of seauen yeares from the first of his arriuall into this prouince

Ordered George wright late Mast^r^ to Rachell Leere be sum̄oned to shew Cause if he cann why his said seru^t^ should not be allowed her Corne and Clothes according to the Act of Assembly

The said Wright appearing acknowledgeth the said Corne & Cloathes to be due to the said Leere and will sattisfy the same as soon as hee shall purchase them Liber FF

John Harrington and his wife came into Court and desireth it may be entred on record that there is in theire Custody fiue Cowes & Calues belonging to the Estate of Francis Brooks late deceased and that they doe giue and reserue the same for the Orphants of the said Brooks

The Court adjourn'd untill tomorrow morning

February the 12th The Justices all mett as yesterday wth Addic̄on of Baker Brook Col̄l: William Euans and Thomas Truman Esqrs Justices of the said Court

Robert Slye plaintiffe
Daniel Jenifer Admr of John Nuthall defendant
Nottley p̄ quer̄
Jenifer p̄ defendt

The pl̄t fyles his Bill agt the defendt as Admr of the Goods and Chattles of Jno Nutthall gent in an ac̄con of the Case for two Thowsand fiue hundred thirety two pounds of tobacco due to him in the life time of the said deceased—The defendt pleads Non Assumpsit, The pl̄t proues the Assumption, Ordered that the pl̄t haue Judgmt agst the Estate of the said Jno Nuthall for his said debt of Two Thousand fiue hundred thirety two pounds of tobacco [p. 536]

John Trerise plaintiff
John Pitt defendant
Jenifer p̄ quer̄
Morecroft p̄ deft

This Cause being referr'd from last Court the deft now appearing enters his plea wherein he Craues a Jury and the said Trerise likewise, Ordered a Jury be forthwith impannell'd whose are as followeth

Foreman Capt Luke Gardner
George Maccall
Wm Hatton
James Martin
Rich: Loyde
Thom: Hatton
Edward Clark
Wm Osbeston
Patrick Forrest
Thom: Bennitt
Robt Mackling
Robt Jones

The Jury going forth to Consider returnes into Court wth theire Virdict endorc't on the Declarac̄on (uizt) Wee of the Jury finde for the defendt Ordered it be soe Entred for Judgment

Matthias De Costa pl̄t
Hen: Ward defendant
Morecroft p̄ quer̄

Noe returne made nor the defendt appearing

Liber FF
Cuthbert Witham Cpl̄t
Jonath: Sibrey defend^{t}
Jenifer p̄ quer̄
Caluert p̄ deft

The Compl̄t: suing in Chancery the defend^{t} Craues time till tomorrow morning to put in his answere which was granted

Rob^{t} Sly plaintiff
George Attkins and
Ann his wife def^{t}
Morecroft p̄ quer̄

The pl̄t sues the def^{t} in an ac̄con of the Case The defend^{t} (though arrested) appeares not The sherriffe of Charles County be called produceth the Bayle Bond Ordered the pl̄t haue his remedy against the Bayle and that the sherriffe be amerced

William Leeds Taylor and
Hamilton Citac̄on for Jn^{o}
Welch Adm^{r} of Roger Gross
about th^{e} orphants
Morecroft p̄ quer̄
Nottley p̄ defendant

The pl̄t^{s} alleadgeth that the Child of the said deceased Roger Gross is abused and not lookt to by the deft theire father in law, and that the Estate is imbezill'd and made away withall wherefore they desire Adm^{con} upon the s^{d} Estate for the use of the Orphants

The defend^{t} denyeth that any one perticuler alleadg'd by the pl̄t^{s} is true and in Contradic̄con thereof doth produce a letter from the Com^{rs} of Ann Arrundell County, wherefore Ordered th^{e} Estate remaine where it does according to the said letter in the poss̄con of the said welch, which said letter remaines on the file in this Office

[p. 537]
John Norwood plaintiffe
Lancelott Halliott & W^{m} Dunckett
Attornys of Joseph Gundry the
Adm^{r} of John Jones defend^{t}
Morecroft p̄ quer̄
Rozar p̄ defendant

The pl̄t sues the defend^{ts} in an ac̄con of debt the defend^{ts} for plea saith that they are not the Attornys of the said Gundry wherefore prayes Judgm^{t} of the writt, which being not prou'd it is Ordered that the pl̄t haue Attachm^{t} ags^{t} Joseph Gundry as Adm^{r} of John Jones deceased

John Vicaris plaintiff
Toby Wells defendant
John Morecroft p̄ qū

in an ac̄con of the Case Toby Wells appealed from the County Court of Kent in the s^{d} Case to this Prouin^{all} Court and the said Toby not returning the full matter of the Record to the Justices here soe that they could not proceed therein to determine the Cause It is therefore Ordred that the Comm^{rs} of Kent County Court shall proceed to th^{e} hearing & determining of the said Cause and that the said Toby Wells shall pay to the said John Vicaris his treble Costs according to the Order of Kent County Court aforesaid amounting to seauen hundred & twenty pounds of tobacco assessed by the Court here

Daniel Jenifer p̄ p^{r}
Rich: Fitz-Allen Defend^{t}

The defend^{t} being departed the prouince the pl̄t obtain'd Attachment ags^{t} the Es-

Liber FF

tate of the said defend^{t} for the sum̃e of twenty Thowsand pounds of tobacco, wherupon Attachment issued to William Moffett one of the Coroners for Caluert County to Attach in the hands of Richard Collett then High sherriff of the said County and acknowledged by the said Collett to be Justly due by bill from him to the said Richard Fitz-Allen the sum̃e of Eight Thowsand pounds of tobacco which was accordingly attached in the said Colletts hands by the said Coroner & returne made thereof also one Other Attachm^{t} part of the said whole Attachm^{t} issued to Moses Stagoll sherriff of Kent County to Attach any the Estate belonging to the said Fitz-Allen, who accordingly attached in Toby Wells of the said County of Kent his hands what Estate the said Wells had in his hands & possession belonging to the said FitzAllen and Fourteen hundred pounds of tobacco more Attached by the said sherriff in the hands of William Head of the said County and returne likewise made thereof

The pl̃t produceth his Accompt to the Court, which amounts to the sum̃e of Thireteen Thowsand seauen hundred seauenty fiue pounds of tobacco according as it is allead'ged in his declarac̃on and allowed of by the Court, Wherefore Execuc̃on is granted the pl̃t ags^{t} the Estate of Richard Collett for Eight Thowsand pounds of tobacco abouespecifyed and Attached as the Estate of Richard Fitzallen also Execuc̃on ags^{t} any Other person that had Attachm^{t} leauyed for soe much of Allens Estate as was then in theire hands and possession, also Execuc̃on is awarded the pl̃t for any other part of the said Allens Estate that shall be hereafter found in any persons hands whatsoeuer untill his said debt of 13775^{lb} tob̃: shall be fully sattisfyed wth all Cost and Charges susteyned and accrued in the said suite

[p. 538]

Richard Edelen pl̃t
Justinian Gerrard deft
Rozar p̄ quer̃

The pl̃t sues the defend^{t} in an acc̃on of the Case The sherriffe of S^{t} Marys County returnes a Non est Inuentus—Wherefore Ordered the Pl̃t haue Attachm^{t} ags^{t} the Estate of the defend^{t} for his debt alleadg'd in his Declarac̃on being for fiue pounds tenn shillings sterling ret̃ next Prouin^{all} Court

Georg Day plaintiff
Luke Gardner defend^{t}
John Morecroft p̄ quer̃
Tho: Nottley p̄ defend^{t}

in an acc̃on of the Case—Respited untill next Court the defend^{t} being Ordred then to put in his plea

Christopher Birkhead Compl̃t
John Russell defendant
Dan: Jenifer p̄ quer̃
Jn^{o} Morecroft p̄ deft

this Cause depending Chancery the defend^{t} hath time untill next Court to put in his Answere to the Compl̃t^{s} Bill

Liber FF Walter Pake plaintiffe
Thomas Bennitt def^{t}
Morecroft p̄ quer̄
Boughton p̄ defend^{t}

in an acc̄on of the Case—The defend^{t} denys hee did assume and promise as in the pl̄t^{s} declarac̄onn alleadg'd, the pl̄t not prouing the deft^{s} Assumption, a nonsuite is Ordred ags^{t} th^{e} pl̄t

The Court is adjourn'd untill the afternoone

The Justices mett as in the morning

Ordred that W^{m} Leeds Taylor and Hamilton doe sattisfy unto John Welch three hundred pounds of tob̄: for Cost allowed the said Welch

James Cullums pl̄t
Hen: Mitchell defen^{t}

The sherriffe hauing seuerall times return'd Non est Inuentus and that the defend^{t} doth shun arrest Ordred the pl̄t haue Attachm^{t} ags^{t} the defend^{ts} Estate for Six thowsand pounds of tobacco, being upon an acc̄on of tresspass assault and Battery

Thomas Nottley p̄ p̄
Hen: Mitchell defend^{t}

The sherriffe of Caluert County making returne of his writts as aforesaid Ordered the pl̄t haue Attachm^{t} ags^{t} the defend^{ts} Estate for Foure pounds Sterling

Mathew Rhodam pl̄t
Thom: Courtney defend^{t}
Morecroft p quer̄
Jenifer p̄ defend^{t}

the pl̄t sues th^{e} def^{t} in an acc̄on of the Case for One Cow and Calfe of foure months old by her side Judgm^{t} Confest by the defend^{t} for the said debt being one Cow and Calfe as aforesaid

[p. 539] Edmund Hinchman pl̄t
Thom: Mannyng def^{t}
Morecroft p̄ quer̄

The defendant being brought to this Court by a writt of Error upon proceedings in the County Co^{rt} of Caluert Ordered the def^{t} haue time till next Court to reply to the said Errors this Court put in and preferr'd against him

Roger Woollford Compl̄t
John Vanheeck defend^{t}
Morecroft p̄ quer̄

time granted the def^{t} to put in his answer the next Prouinciall Court sitting in Chancery

Samuell Cooper petitioneth the Court that whereas his Estate being Committed to Cap^{t} Josias Fendall his Guardian and the said Cooper being now of full age to enjoy the same, humbly desired the Court that he may haue the said Estate into his owne hands to manage & dispose of according to the law in that Case prouided, the said Fendall humbly desires that he may haue the improuing of the said Estate Liber FF untill next yeare, it comming into his hands but this yeare whereby he haue had noe benifitt thereof for his paines and trouble therein and he shall giue the said Cooper sufficient allowance for forbearance, The said Cooper Condiscending thereunto it is Ordred that the said Fendall doe deliuer in an Accompt of the s^{d} Estate att the next Prouin^{all} Court and then put in security for the paym^{t} thereof unto the said Cooper the next yeare

Benjamin Rozar p̄ p̄
Wm Greene & Eliz: his wife defendants
the pl̄t sues the defend^{t} for foure hundred pounds of tobacco in an acc̄on of the Case—the Defend^{t} Confesseth Judgm^{t} for the said debt

Walter King plaintiffe
Jn^{o} Stone Adm^{r} of Rich^{d} Stone defendant
Morecroft p̄ quer̄
Caluert p̄ defendant
the pl̄t sues the defend^{t} in an acc̄on of the Case for Eleauen thowsand two hundred & fifty pounds of tobacco the defend^{t} demanding the plaintiffs power Geo: maccall the Attorny of the said King who produced his power but the wittnesses to the letter of Attorny Omitting to appeare the same could not be prou'd Wherefore time granted the pl̄t untill next Court to proue his said letter of Attorny

John Warren and Rob^{t} Clark being brought heither by a Citac̄on to answer what shall be Objected ags^{t} them for medleing and distrybuting of the Estate of W^{m} Browne wthout lawfull power or Authority from the Office soe to doe Ordred that the said Warren & Clark doe bring in an acc^{t} of the said Brownes Estate next Prouin^{all} Court and to stand to and abide the further Judgm^{t} of the Court therein

Thomas Heathcott pl̄t
Walter Pake defend^{t}
Morecroft p̄ quer̄
in an acc̄on of the Case for twelue hund^{d} pounds of tobacco, Geo: Macall being the said Heathcotts Attorny, could not proue his power therefore time giuen the pl̄t till next Court to proue his letter of Attorny ut Supra in Causo inter King and Stone

Daniel Jenifer p̄ p̄
Abra: Rowse defend^{t}
The pl̄t sues the defend^{t} in an acc̄on of debt [p. 540] for Six thowsand pounds of tobacco The sherriffe of Caluert County Richard Collett returnes his writt Executed, notwithstanding noe appearance made by the defend^{t}, wherefore Ordred that the pl̄t haue remedy ags^{t} Richard Collett the high sherriffe of the said County for his said debt of Six thowsand pounds of tobacco, and that the said sherriffe be amerced accordingly

W^{m} Caluert p̄ p̄
Jn^{o} Tucker defend^{t}
acc̄on of debt for Eight hundred pounds of tobacco and Caske—Judgm^{t} Confest by the de-

Liber FF fendt for the said sum̄e of Eight hundred pounds of tobacco, but execuc̄on to Ceize and not to be leauyed untill next Crop

Thom: Nottley p̄ p̄ }
Ri: Shyppey defendt } acc̄on of debt for Two Thowsand Eighte hundred and twenty pounds of tobacco in propr person Judgmt Confest by the Defendt to the pl̄t for the said sum̄e of two thowsand Eight hundred & twenty pounds of tobacco

Daniel Jenifer p̄ p̄
Rich: and Geo: Wells the Executors of Ri: Wells deceased defendants
Tho: Nottley p̄ defts } the pl̄t sues the defendts in an acc̄on of debt for twenty pounds sterling as Executors of the last will and Testament of Ric: Wells deceased, being upon Bond— The defendts put's in their plea (uizt)

The said Richard & Georg for plea saith that the pl̄t ought not to haue or maintaine his acc̄on &c: because they say that the Obligac̄on aforesaid was deliuered to the aforesaid pl̄t: for his good Councell aduice and Attornyship to the said Rich: Wells senr afterward to be bestowed in a Cause then depending in the High Cort of Chancery of this prouince between John Stansby Complt and the said Ri: Wells senr and the said Ri: wells Jr one of the aforesaid defts and the said defendts further saith that since the death of the said Richard Wells senr they did apply themselues to him the said pl̄t for further aduice & Councell in the sd Cause then by the said Stansby intended to be reuiued agst the said Richard one of the aforesaid defendts (to witt) the first day of September in the 36th yeare of the Domn of Caecilius &c: which the sd pl̄t ought to haue giuen wch to doe the aforesd pl̄t of the Councell and assistance of them the said defts wholy refused and this they are ready to auerr and therefore demandeth Judgmt if the sd pl̄t his acc̄on ought to haue Nottley

[p. 541] And the said Daniel in his proper person saith that he the sd Daniel from his said acc̄on ought not to be precluded, because he saith that as Attorny of them the said Richard Wells senr and Richard Junr he the said Daniel in the said suite did appeare and them the said Ri: wells senr and Richard Wells Junr did Councell and aduize till the aforesaid suite was determined by the death of him the said Rich: wells senior and further auerreth that according to the prouisoe in the Condic̄on the said Richard senr was not cast or Ouerthrowne in the sd suite wherefore the said Daniel as formerly pray the Judgmt agst them the said Richard & George Executors &c: for the said sum̄e of twenty pounds Sterling Jenifer p̄ p̄

And the said Richard & George likewise &c:
Nottley

Judgm^{t} granted by the Court to the pl̄t for tenn pounds ster̄: the principle named in the said Bond ags^{t} Richard & George Wells the Executors of Richard Wells late deceased Liber FF

John Stansby plaintiffe
Richard & Georg Wells the Adm^{rs} of Richard wells dec^{d} defendants
John Morecroft p̄ quer̄
Thomas Nottley p̄ def^{t}

The pl̄t sues the defend^{ts} in an acc̄on of the Case for Fowrty pounds sterling for physick and attendance Administred in the life of the said Richard Wells sen^{r} deceased—The defend^{ts} plea (uizt)

And the aforesaid Ri: Wells & George Wells by Thomas Nottley theire Attorny Comes & defends the force & Injury when &^{c}: and saith that he the said John his Acc̄on against them ought not to haue for they say the plaintiff did Administer physick to the said Richard Wells sen^{r} att seuerall times within the times by the said Plaintiff alleadged and for plea saith that the said Plaintiffe was by the said Richard fully sattisfyed & paid for all manner of physick so by him administred as he in his declarac̄on hath alleadged and for his attendance thereabouts therefore they Craue Judgm^{t} &c: Nottley

And the aforesaid John stansby saith that he the said John by the plea of them the said Richard and George in Barre pleaded from his s^{d} acc̄on ought not to be excluded for he saith he the said John was neuer sattisfyed for the said physick as they the said Richard and Georg haue aboue in theire plea alleadged and of this he prayeth the Judgm^{t} of the Court

And they the said Richard & George likewise &^{c}

The pl̄t for euidence produceth the Records wherein the Answers of Richard Wells sen^{r} and Richard Jun^{r} to some Interrigatorys of the pl̄t^{s} put in Chancery formerly depending between the said stansby Compl̄t and the said Richard sen^{r} & Jun^{r} defend^{t} was entred, where they both sett forth upon Oath that they once proffer'd the said stansby thirety pounds sterling for his Care and paines taken in the time of the said Richard sen^{r} his sicknes and the aforesaid defend^{ts} Richard and George wells not prouing or making appeare that the pl̄t was anywayes sattisfyed for his said paines and Care taken since they the said Richard sen^{r} and Jun^{r} did sett forth upon Oath concerning the said thirety pounds soe due as is allead'ged att large in theire said Answers to some Interrigatories put by the then Compl̄t

Wherefore Ordered that the said John Stanesby haue Judgm^{t} for Thirety pounds Sterling ags^{t} the said Richard & George wells th^{e} defen^{ts} as Administrators of the Goods and Chattles of the said Richard Wells late deceased wth Cost of suite

Georg Attkins plaintiff
James Veitch def^{t}
Morecroft p̄ quer̄
Jenifer p̄ def^{t}

The pl̄t sues the defend^{t} in an acc̄on of debt for twelue Thowsand pounds of tobacco upon Bill sealed—The defend^{t} not appearing, it was alleadg'd to th^{e} Court that he was [p. 542]

Liber FF uery sick soe that he could not trauaile soe farre as to the Court, Wherefore Ordered that the defend^{t} doe make his appearance the next Prouin^{all} Court, then to answer the said suite and abide the Judgm^{t} of the Court therein

John Morecroft p̄ p̄
Hen: Hough defend^{t}
Nottley p̄ quer̄

This Cause depending In Chancery the defend^{t} hath time untill tommormorning to put in his Answer to the Compl̄t^{s} Bill

William Moffett Plaintiff
The Attorny of Richard Allen
Thomas Bowdel defendant
Morecroft p̄ quer̄
Rozar p̄ defend^{t}

The defend^{t} being brought heither by a Sçire facias to shew Cause (if any) why Execuc̄on should not issue for thirty pounds fourteen shillings and six pence sterling to be rated in tobacco at seauen farthings the pound, upon a Judgm^{t} obtain'd by the pl̄t ags^{t} th^{e} said defend^{t} att this Court held in October anno One thowsand six hundred sixty fiue—The defend^{t} alleadgeth that the said debt is allready sattisfyed and Craueth time to produce his receipts in discharge thereof untill the next Prouin^{all} Court, which was allowed him by the Court

Thomas Nottley p̄ p̄
Geo: Thompson defendant
Rozar p̄ def^{t}

The defend^{t} being brought heither by a Scire facias issuing out of this Court to shew Cause (if any) why Execuc̄on should not issue for two thowsand seauen hundred pounds of tobacco upon a Judgm^{t} Obtain'd for the said sum̄e by the pl̄t ags^{t} th^{e} defend^{t} att this Court in march anno One thowsand Six hundred Sixty foure, Ordered the pl̄t haue Judgm^{t} ags^{t} the defend^{t} for One thowsand One hundred and thireteen pounds of tob̄b̄ the remaind^{r} of the aforesaid Judgm^{t} yet unpaid wth Cost

Daniel Jenifer p̄ p̄
Tho: Allanson defendant

the defend^{t} being attached by a writt of priuiledge issuing out of this Court in an ac̄con of debt for two thowsand pounds of tobacco, on the back side of which writt Benjamin Rozar high sherriffe of Charles County makes his returne that he hath taken the Body of the def^{t} according As the said writt requires But the def^{t} not appearing Judgm^{t} is granted the pl̄t against the said sherriffe for the said debt of two thowsand p̄nds of tobacco and that hee be amerced according to the Act &^{c}

Richard Tilghman pl̄t
Simon Carpenter deft
Morecroft p̄ quer̄
Jenifer p̄ defendant

The pl̄t sues the def^{t} in an ac̄con of the Case for foure thowsand foure hundred & fourty pounds of tobacco residue of fiue thousand foure hundred and twenty pounds of tobacco formerly due to th^{e} said pl̄t: but upon request made by letters both

from pl̄t & defend^{t} to the Gouerno^{r} that the present troubles in those Liber FF parts wth the Indians will not admitt of theire appearance this Court
Wherefore Ordered that this Cause be Continued untill next Court and that both parties doe then appeare in the said suite

John Morecroft p̄ p̄
Hen: Hough defend^{t}
Nottley p̄ defendant
The pl̄t sues the defend^{t} in an accōn of debt [p. 543] for fiue Thowsand pounds of tobacco due upon demand—the defend^{t} by Tho: Nottley his Attorny and by warr^{t} und^{r} the hand of the said Hough soe to doe doth acknowledge Judgm^{t} to the pl̄t for the said sum̄e of Fiue Thowsand pounds of tobacco which said sum̄e doth end & Determine the aforegoing Cause in Chancery ut per Contra upon agreem^{t} between both parties made thereon

Robert King Plaintiffe
W^{m} Greene Eliz: his wife
& Tho: Braddy defendants
Morecroft p̄ quer̄.
The def^{ts} being brought to this Court by a Scire facias issuing out of this Court to shew Cause (if any) why Execucōn should not issue for a sufficient Cowe about fiue or seauen yeares of age wth a Cow Calfe of Six months old and one hundred pounds of tobacco for dam̄age by the pl̄t suffered, and three thowsand three hundred and thirty pounds of tobacco adjoudg'd by the Court for Costs and Charges expended in a suite formerly depending between the said pl̄t and def^{ts}, in which suite the aforesaid sum̄es was obtain'd by Judgm^{t} in Octob^{r} anno one thowsand Six hundred sixty six, The Defendants alleadging nothing to the Contrary why Execucōn should not issue for all and euery the aboue specfyed sum̄es, Ordred that the said Robert King haue Execucōn for the abouesaid Cow and Calfe and the said sum̄es of Three Thowsand Fowre hundred and thirety pounds of tobacco

Whereas Ann Pinner alias Attkins the relict of Rich^{d} Pinner late dec^{d} had Adm^{con} Comitted to her of the Goods & Chattles of the said Richard Pinner who dyed (as the Office was then inform'd) intestate since which there doth appeare a will of the said Richard Pinners Wherefore upon informacōn giuen the Court that Georg Attkins since marrying the said Relict and doth dayly imbezill & wast the Estate of the said Richard Pinners dec^{d} whereby in time the said Pinners Orphants will be totally depriu'd of theire right thereto, It is Ordred that Administracōn be Committed to the said Ann Pinner alias Attkins wth the said will annexed upon the Estate of the said Richard Pinner deceased she being named Executrix in the said Will, and that her now husband George Attkins is not to haue any Intrest in or to meddle with any part or parcell of the said Estate which shall be duely brought in and Administred upon by Vertue of the aforegoing Administracōn, neither is the said George Attkins to bee burdened withall or molested wth any of the debts that shall ensue

Liber FF thereon or which properly doth or which hereafter shall be accompted due from the Estate of the said Richard Pinner decd

Daniel Jenifer p̄ p̄ }
Wm Leeds defendt }
The defendt being Attached by a writt of priuiledg issuing out of this Court in an accōn of debt for One thowsand pounds of tobacco due to the pl̄t as by specialty appeares Wherefore the defendt In proper person Confesseth Judgmt to the pl̄t for the said sum̄e of One Thowsand pounds of tobacco which was Ordered to be soe entred for Judgmt wth Cost of suite

[p. 544] Demetrius Cartwright pl̄t }
John Moulton defendt }
Morecroft p̄ quer̄. }
The pl̄t obtaining Attachmt agst the Estate of the deft who hath fled the prouince for two Thowsand p̄nds of tobacco and for the deft doth not come in to Answer the suite of the said pl̄t: Wherefore Judgmt to the pl̄t is granted agst the Estate of the deft for the said sum̄e of two thowsand pounds of tobacco wth Cost & Charges

Luke Gardner petitioneth the Court, that Coll̄ Wm Euans may shew Cause (if any) why a pattent should not issue in the name of the said Gardner for a parcell of land surueyed by the sd Gardner and Claimed to be wthin the bounds of land before that time taken up by Charles Maynard to whose Orphants the said Euans is Guardian, unto which it was replyed by the Leiutennt Generall that if it be not wthin the bounds of the said Orphants land, it was wth that prouisoe reseru'd by him for his lōpps Use whereupon the said Gardners petn was quash't

Upon the Complaint of Major Thomas Ingram that william Leeds & seuerall others did refuse to Obey his warrant as a Military Officers and uttering seuerall seditious and mutinous words agst his lōpps peace, Wherefore ordred that the said Leeds be put into the sherriffs Custody there to remaine untill he shall giue in sufficient security to answer what shall be objected agst in that behalfe att the next Court and in the meane while to be of his good behauiour

Ordred that Tho: Truman Esq and Thomas Sprigg gent doe deliuer into the Office theire pattents for reseru'd lands in Ann Arrundell Mannor

The Court is adjourn'd untill tomorrow morning

Feb: the 13th The Justices all mett as yesterday

Henry Ward Serut to Capt Wm Boarman had his age Judg'd to be seauenteen yeares of age

Ordered that Daniel Jenifer the Administrat^{r} of John Nuthall gen^{t} late of the Cross Manno^{r} dec^{d} doe deliuer in an Accompt of the Estate of the said Nuthall next Court and that the said Jenifers Bond be deliuered up and the Administracōn soe to him Cōmitted to be reuokt and that Other Adm^{con} thereon be committed to some other person as the Court shall then think fitt Liber FF

Martin Kirk cometh into Court and informeth ags^{t} James Lewis for hogg stealing which being of a long time standing and upon Examinacōn thereof

It is Ordred that the said James Lewis be Clear'd and discharg'd thereof which was accordingly done in Open Court

John Farmer plaintiff W^{m} Worgan deft	The sherriff returns a non est inuentus [p. 545]

James Humes plaintiff Henry Robinson & Dorothy his wife defendants Morecroft p̄ quer̄ Jenifer p̄ defend^{ts}	The pl̄t sues the defend^{t} in an accōn of the Case for detaining Kathern How his runnaway seruant—time granted the defend^{ts} untill next Court to sum̄ons in theire Euidence to testify in this suite &^{c}:

John Wiseman plaintiff Chris: Rowsby defendant Morecroft p̄ quer̄	in a plea of tresspass and Assault This Cause respited untill next Court

Francis Hopewell plaintiff Chris: Rowsby defendant Morecroft p̄ quer̄	in a plea of tresspass and Assault Respited ut supra

Robert Graham plaintiffe Hen: Hyde one of th^{e} Ouerseers of the testam^{t} of Rob^{t} Cager def^{t}	in an accōn of the Case for three hundred Eighty one pounds of tobacco—The said Henry Hyde

as ouerseer aforesaid Confesseth Judgm^{t} for the said sum̄e of 381℔ tob̄: to the pl̄t

James Martin and Ann his wife plaintiffe Luke Gardner defend^{t} Nottley p̄ quer̄ Morecroft p̄ defend^{t}	In a plea of Tresspass by force & armes entring into theire land &^{c}: The defend^{ts} demurreth in law Jn^{o} Morecroft

The pl̄t Joynes in demurrer Tho: Notley

This Cause respited untill next Prouinciall Court

Liber FF George Yates plaintiff
Edw^d Loyd Esqꝫ def^t
Attorny of Ric: Owen

The defend^t one of the Justices of this Court was sumoned as Attorny of Richard Owen of London Merchant to shew Cause (if any) why the said George Yates should not haue pattent for one small parcell of land lying in Ann Arrundell County and surueyed by the said yates ags^t which land the defend^t hath entred Caueat that noe pattent should to the said yates thereof

The said Edward Loyd Esqꝫ acquainting the Court by a letter sent to Daniel Jenifer that hee being lame was not of Capacity to trauaile soe farre as to the Court, therefore desired the Cause may be respited untill next Court, which was accordingly granted by the Court

Richard Collett plaintiff
Thomas Mannyng defend^t

The plt̃ being high sherriffe of Caluert County and officiating his office as allead'ged was by the defend^t struckt and beaten Contrary to the Act of Assembly wherupon by Warr^t from the Leiutenn^t Generall the said Mannyng was taken into the sherriffs Custody there to remaine untill he should put in security to answer what should be objected ags^t him this Court in that behalfe, wherupon he made appearance accordingly and the Court being Credibly inform'd that the said Richard Collett is uery sick and weak and not able to appeare this Court to put in his Complaint ags^t the said Mannyng Wherefore Ordered that this Cause be respited till next Prouin^{all} Court

[p. 546] Jeremiah Dickeson plaintiff
John Stone the Administrato^r
of Richard Stone defendant
Thomas Nottley p̄ quer̃
William Caluert defendant

The plt̃ sues the defend^t as Administrato^r of the Goods and Chattles of Richard Stone dec^d in an acc̄on of debt upon a Bond for Six thowsand pounds of tobacco for the paym^t of One Thowsand pounds of tobacco and one Male Seruant betwixt the age of sixteen and thirty for his full time he hath to serue upon his com̄ing in, which said Bond being read in Court, Judgm^t is granted by the Court to the plaintiff Against the defend^t as Adm^r aforesaid for the said sum̄e of One Thowsand pounds of tobacco and one man seruant according to the Condic̄on of the said Bond

The plaintiff preferr'd his Bill of Cost to be allowed him in the said suite, which the Court would not allow off being upon a dead mans Estate, But that it may not remaine for a president hereafter in such Cases, The Court hath thought fitt and doth hereby Order, that from and after the last day of this Prouinciall Court, what person or persons soeuer that shall be sued or impleaded for any debt or debts be they of what nature soeuer and due uppon any dead persons Estate, the person soe sued or impleaded being Cast in the said suite shall sattisfy & pay all Cost and Charges whatsoeuer that shall accrue in th^e said suite and usually allowed by this Court

Liber FF

Jerome White plaintiffe
Mary smyth the Executx:
of Wm smyth defendant
Wm Caluert p̄ quer̄
Jno Morecroft p̄ defendt

The pl̄t sues the defendt as Executrix of William smyth late of St Marys County decd in a plea of tresspass upon the Case, it being upon a sealed Bond of twenty Thowsand pounds of tobacco without the hand of the said Wm Smyth thereunto

The defendt for plea demurrs to the plaintiffes declarac̄on in these words following (uizt)

And the said Mary by John Morecroft her Attorny doth come and defend the force and Injury when &c: And the said Mary saith that the Declarac̄on of him the said Jerome is not sufficient in law to be answered unto, neither is she bound by the law of the land to answer thereunto and this she is ready to auerr Wherfore for want of a sufficient declarac̄on the said Mary Craueth Judgment if the said Jerome White &c John Morecroft

The Plaintiff Joyneth in demurrer
Wil̄l Calvert

The Court hauing ueiwed all papers, theire Judgmt is that the said Declarac̄on is insufficient in law to be answered thereunto whereupon the pl̄t being Ouer rull'd in his demurrer, The Court doth grant the defendt a nonsuite agst the pl̄t with Cost and Charge

[p. 547]

The plaintiff Jerome white Esq̧ desires that the aforegoing Bond may be prou'd in Court by the Oath of Edward Sauage one of the wittnesses thereunto, the other Wittness being departed the prouince by name Humphery Yates, wherupon the said Sauage being sworne, it was askt him whose seale the second seale was without any name to it, he answered it was Mr Jenifers seale, being askt wether the Bond was read to Willm Smyth he answered that he did not remember it was further askt wether he see Georg Richardson deliuer that as his Act & deed he answered yes, and wether he see Wm Smyth deliuer the said Bond as his Act and deed, he said as well as he could remember he did but would not sweare (hee said) possitiuely that he did

Mary smyth the Executrix
of Wm smyth plaintiffe
Jerome white Esq̧ one of
the Justices defendant
Morecroft p̄ quer̄
Caluert p̄ defendant

The pl̄t sues the defendt in a plea that he render unto her One thowsand Nine hundred and fifty pounds of tobacco and fiue and twenty shillings and Six pence of lawfull money which he unjustly detaineth &c: The defendts puts the pl̄t to proue her accompt which was done by William Fardel her Book keeper and allowed of by the Court to be duely prou'd, Whereupon they granted the pl̄t Judgmt against the defendt for her said debt of One Thowsand Nine hundred and fifty pounds of tobacco and fiue & twenty shillings six pence sterling mony wth Cost and Charge therein

Liber FF Patrick Due plaintiff
Jno Grammer defendt
Rozer p̄ quer̄
Morecroft p̄ deft

The defendt appealing from the County Court of Caluert to this Prouinall Court doth now demurre therein (uizt) In prosecucõn of which appeale the said John Grammer by John Morecroft his Attorny saith that matter in Euidence by the said Patrick Due giuen, is not sufficient in law to proue the issue joyned betwixt them and this he is ready to auerre Wherfore for default of sufficient Euidence he Craueth Judgment agst the said Patrick if &c:

John Morecroft

And the Defendant Joyneth in Demurrer

Benja Rozer

Ordered that both parties be att the next Prouinciall Court and then this Cause to be there tryed and determined

Uppon the request of Edmund Burton of Kent County made to the Court it is Ordered that the said Burton haue an Attachment agst the Estate of Henry Hudson late of the said County for the sum̄e of seauen Thowsand fiue hundred Seauenty foure pounds of tobacco

The Court is adjourn'd till the afternoone

The Justices all mett as in the morning

[p. 548] John Anderton & Gartrud
his wife Complainant
John Woollcott defendt
Morecroft p̄ quer̄
Nottley p̄ deft

The defendt being brought heither by a writt of Asise issuing out of this Court in these words following

Caecilius &c: To the sherriff of Kent County Greeting Whereas John Anderton and Gartrud his wife Complaineth unto Us that John Woollcott unjustly and without Judgmt hath deseized the said Gartrud of her freehould Called Beauer Neck within thirety yeares now last past, And therfore Wee Comand yow that if the said John Anderton and Gartrud his wife doe giue yow Security of prosecuteing theire Complaint that yow reseize that freehould by the Chattells that shall be taken thereon and the said freehould & Chattles to be in peace till the 11th day of february next, And in the meane time yow cause twelue free and lawfull men of the Neighbourhood to ueiw the said freehould and sum̄ons them by good sum̄onners that they be then before Our Justices of Our Prouinciall Cort att st Marys ready to Recognize the said Assise, And that yow take pledges of the said John Woollcott or his Bayliffe if the said John Woollcott shall not be found that he be then and there to heare the said recognance And haue yow there the sum̄oners and the names of the pledges and this writt Wittnes &c

Maryland ss: The Assise came to Recognize if John Woollcott unjustly and without Judgmt hath deseized Gartrud the wife of John

Anderton of her freehold called Beauer Neck wthin thirety yeares now last past Liber FF

And whereupon John Anderton and Gartrud his wife by Jn^{o} Morecroft their Attorny saith that he hath disseized the said Gartrud of one Deuident of land called Beauer neck Containing One hundred acres in Kent County within this prouince within thirety yeares last past to the dam̃age of the said Gartrud One hundred pounds sterling and thereupon they haue brought theire Assize

The names of the Assize (uizt)

John Wright
George Gouldhauk
Will^{m} Head
Edward Jones
Edward Hull
John Dabb
Alexand^{r} Nash
John Winchester
Thomas Osburne
Anthony Callaway
John Vicaris
John Steuens

John Steuens One of the Assize being not present Roger Baxter is added thereunto by Consent of all parties

The Assize being called Answered all to theire names and sworne in Court

The defendants plea as followeth—And the said John Woollcott by Thomas Nottley his Attorny cometh and saith, that he is sole tennant of the freehould in his demesne as of fee in ueiw of the Recognitors of the Assize put and in the plaint aforesaid specifyed with the appurtenances, And the aforesaid John Woollcott further saith that the Rig^{t} Hon^{ble} Caecilius Lord and Proprietary of this said Prouince of Maryland by his letters pattents bearing date the 20th day of september in the seauen and twentieth yeare of his said lõps Dominion Ouer the said Prouince Annoq; Domini One thowsand Six hundred fifty eighte did grant to One John Salter late of Kent County in his said lõpps prouince the said One hundred acres of land in uiew of the Assize put and in the plaint specifyed by uertue whereof the said [p. 549] Salter was possessed thereof as in his demesne as of fee being soe seized by his last will and Testament in writeing bearing date the [*blank*] bequeath the same to Jane Salter, after whose death the said Jane being seized did conuey the same to William Hemsley then of the said County of Kent Chirurgion who by uertue thereof being Seized did conuey the same to this defend^{t} John Woollcott and his heires by uertue of which the said John Woollcott is now Seized thereof; And the said Gartrud Claiming the said One hundred Acres of land by Colour of Certaine Letters Pattents of demise to her for life made by the Rig^{t} Hon^{ble} Caecilius to her the said Gartrud, whereas none of that One hund^{d} acres of land to the possession of the said Gartrud by that Grant euer passed into the said One hundred acres of land entred upon, the possession of the which said Gartrud the said Jn^{o} Salter did reenter as it was lawfull for him and this he the said John Woollcott is ready to auerre, whereupon he

Liber FF Craues judgm^{t} if the Assise between him and the said Gartrud ought to be taken Nottley

And the said John and Gartrud say that the said Assise between the said Gartrud and the said John Ought to be taken and say as aforesaid that the said John unjustly and wthout Judgm^{t} did deseize the said Gartrud of the said One hundred acres of land in uiew put and in the plaint specifyed as they haue aboue in their pleas alleadg'd for he saith that the Rig^{t} Hon^{ble} Caecilius Lord Proprietary did not by his letters pattents Grant the said One hundred acres of land to him the said John Salter in manner and forme as the said John in his plea hath alleadged, And this the said Gartrud requires it may be enquired by the Assise and the said John Woollcott in like manner therfore let the Assise between them be taken, Morecroft

The said John Woollcott for further proofe of his title to the said One hundred acres of land doth produce on the records of this Prouince a speciall warr^{t} und^{r} the hand of the s^{d} Lord Proprietary wherein is granted to Francis Brook the said One hundred acres of land bearing date the fifteen day of January One thousand Six hundred fifty one therein expressing it to be heretofore forfeited to his said lords̄p by John Gresham for his the said Greshams rebellion to his said lōpp by uertue of which speciall Grant the said Francis Brook was thereof possessed in his demesne as of fee, who afterwards conueyed the same to the aforesaid Salter as by his Lordp̄s Grant und^{r} the great seale of this Prouince doth more fully and largly appeare

Moreouer the said Woollcott doth bring into Court a Copy of the Records from Kent wherein the said land is Confirm'd to the said John Salter as Assignee of the said Francis Brook by an Ord^{r} of Court there made the 20th day of July One Thowsand Six hundred fifty eighte by his lōpps Justices of the Prouinciall Court then held att the County Court of Kent aforesaid—which said writeings being heard and read the pl̄t doth further reply thereunto the which he deliuers into Court as followeth

[p. 550] And the said John and Gartrud say that the letters pattents in Euidence by the said John Woollcott giuen is not sufficient in law to proue the Grant of the said R^{t} Hon^{ble} Caecilius &^{c}: of the land in uiew put and in the plaint menc̄oned to him the said John salter neither that the said John Gresham was euer seized of any such Estate as he could forfeit and this they are ready to auerr And of this he Craueth the Judgm^{t} of the Court if the said Lord Proprietarys Letters Pattents by the said John Woollcott in euidence giuen be sufficient in law to proue the same Morecroft

Then was taken the Oath of Cap^{t} Rob^{t} Vaughan who was sum̄oned by the pl̄t to testify in this Cause and being sworne in open Court saith

That sometime in the yeare of Our Lord anno One thowsand Six hundred thirety Eight or thereabout being then Seruant to the R^{t} Hon^{ble} the Lord Prop^{r} of this Prouince and then under the Comand of Leonard Caluert Esꝗ Leiutenn^{t} Generall of the said Prouince went wth the said Leiutenn^{t} Generall wth a party of men to reduce the Island of Kent und^{r} the Gouernm^{t} of his said Lōpp being then in actuall rebellion the said Gouerno^{r} att that time Caused One Thomas Smyth to be put to death One of the Inhabitants of the said Island and that after he was executed the said Gouerno^{r} caused this deponant to make Seizure of his Estate for the use of the Lord Proprietary which was accordingly done but within few dayes after the said Gouerno^{r} Comanded this Depon^{t} to deliuer the aforesaid Estate unto Jane Smyth the Relict the Relict of the said Thomas Smyth into her possession for the proper use of two young female Children of the aforesaid Thomas Smyth and further this depon^{t} saith not Liber FF

The pl̄t^{s} Attorny then demanded wether or noe it was within the power of the then Gouerno^{r} to dispose of and giue away to the said Relict any land or Estate which is once forfeited and seized to the Lord Prop^{r} as this land now in dispute and then possessed by the aforesaid Thomas Smyth father to the said Gutrud one of these pl̄t^{s} wthout speciall Ord^{r} or warr^{t} from und^{r} the hand and Seale of the said Lord Proprietary

To which the Court answered that if it were not wthin the power of the said Leonard Caluert Esꝗ to giue away the same, it then remaines yet forfeited to his said Lord̄p by the Rebellion of the s^{d} Smyth except the said John Woollcott cann proue the title of the said John Gresham to bee good unto the said land who likewise forfeited it for his Rebellion to the said Lord Prop^{r} as was alleadg'd to his said [p. 551] lord̄p which was the grounds for his passing the same to the aforesaid Francis Brook by his speciall warr^{t} as also by his Grant in Confirmac̄on thereof under the Great Seale of this Prouince

The defend^{t} then Crau'd time untill next Prouin^{all} Court to proue John Greshams title good to the said land which was granted him, and in the interim the said John Woollcott to haue the use of what Goods and Chattles of his was taken by the sherriffe on the said land to reseize the same

Ordered the Assise be discharg'd from Court

John Edmundson plaintiff
Tim^{o} Guddrige the Adm^{r} of
Geo: Richardson defend^{t}
Jenifer ꝑ quer̄

The pl̄t sues the defend^{t} as Adm^{r} of the Goods and Chattles of George Richardson deceased in a plea that hee render unto him Six thowsand three hundred pounds of tobacco which he unjustly detaines from him—The defend^{t} came into Court and in proper person as Administ^{r} aforesaid Confesseth Judgm^{t} for the aforesaid sum̄e of Six thowsand three hundred pounds of tobacco to the pl̄t

Liber FF Richard Fountaine plaintiffe } This Cause being upon Appeale from
James Courtney defendt } the County Court of Caluert required
by the deft both parties doth put themselues upon the Bench to haue theire said difference by the Court Judg'd and determined—Whereupon the Court hauing uiewed all papers & wittnesses sworne and examined on both sides, The Court doth Order that the defendt James Courtney doe sattisfy unto the pl̄t: Richard Fountaine the halfe of the debt for which they were Joyntly Concerned being fiue hundred pounds of tob̄: and for the Whole fees and expences paid by the plaintiff being Two Thowsand Eight hundred and Eighty pounds of tobacco and One hundred pounds of tobacco paid for Seruing the Execuc̄on

Cuthbert Witham Compl̄t: } Yesterday Ordred that the defendt this
Jonathan Sib̄rey Defendant } morning shall put in his Answer to the
Daniel Jenifer p̄ quer̄ } Compl̄ts Bill agst him preferr'd in Chan-
Wm Caluert p̄ defendt } cery, which he hath accordingly done,
and time granted the Compl̄t till the next Sitting of the Chancery to put in his replicac̄on to the said Answer of the defendts

The Court is adjourn'd untill tomorrow morning

February the 14th the Justices mett againe att the howse of Mr Richd Collett at Petuxent

Prsent the Gouernor Chancellor Jerome White Baker Brook and Thomas Truman Esq Justices

[p. 552] Mary Boague the Executrix of John Boaga the Administrator of the Estate of Mary Bateman late of Petuxent riuer dec̄d: petitioneth the Cort, That she might be releas'd from from the Charge and managmt of the said Estate and that her late Husbands Admcon thereon might be rouokt and his Bond past for the true performance thereof may be deliuered up and that some other person whome the Court shall appoint may haue new Admcon of the said Estate to them Committed

Ordred that the request of the said Mary Boagu bee granted upon her deliuering up a true Accompt of the sd Estate unto Thomas Sprigg gent to whome the Court doth Order that Administrac̄on of the Goods and Chattles of Mary Bateman late of the resurrec̄con Mannor may to the said sprigg be Com̄itted

Reymond Staplefort plaintiffe } Scire facias issued out of this
Elizabeth Brooks the Admr of } Court for the defendt to shew
Rob̄: Brooks deceased defendt } Cause (if any she hath) why Ex-
Morecroft p̄ quer̄ } ecuc̄on should not issue agst the
Jenifer p̄ defendt } Estate of her said decd husband

for the residue of that tobacco due to John Bayley by Bill from the said Robt Brook and remaining in the defendts hands as Admr aforesaid, for which the pl̄t obtain'd Judgment att this Court after all Accompts brought in and allowed of by this Court due to the said Robert Brook from the said Bayley Liber FF

Ordred that the defendt doe bring in all Accompts that she cann Justly Claime from the Estate of the said Bayley att the next Prouinciall Court to be sattisfyed out of the said Bill and the residue thereof to be paid to the pl̄t before any other debt due from the Estate of the sd Robt Brooke whatsoeuer

Further Ordered that the pl̄t haue Execuc̄on for what tobacco was Attached in the hands of Thomas Sprigg gent and due to the said John Bayley

John Auery plaintiffe
Eliz: Brook the Admr of
Robt Brook defendant
Morecroft p̄ quer̄

The pl̄t sues the defendt in an acc̄on of the Case for thirety foure thowsand nine hundred fourty foure pounds of tobacco due from Robt Brook her late deceased husband—This Cause hauing relac̄on to the other ut supra the defendt not knowing what tobacco will be remaining due and to be paid to the aforesaid Reymond Staplefort who hath the first Judgmt agst the Estate of Robt Brook gent her said deceased husband

Wherefore Ordred that this Cause be respited untill the next Prouinciall Court

Ordred that Richard Boughton gent doe take the Oathes of Elizabeth Grammer and Elizabeth Cartwright on behalfe of the Lord Propr agst susan Hunt who is suspected of murdering her Bastard Childe, and to deliuer them into the Court

Further Ordred that the said Boughton doe take the Oaths of William Meares and Ralph Wells agst Capt Thomas Mannyng for breaking the peace and striking the High sherriff of Caluert County

Costs allowed this Court to seuerall persons as followeth (uizt) [p. 553]

To Benjamin Rozer pl̄t agst Wm Greene and Elizabeth his wife defendts for One hundred and Eighty pounds of tobaccoe

To Demetrius Cartwright pl̄t against John Moulton defendt for Fiue hundred and tenn pounds of tobacco

To John Vicaris pl̄t agst Toby Wells defendt upon appeale being treble Cost seauen hundred and twenty pounds of tobacco

To Mary Smyth pl̄t against Jerome White deft the sum̄e off [*blank*]

To Mary Smyth defendt from Jerome White pl̄t the sum̄e of Three hundred pounds of tobacco

To Mathew Rhodam pl̄t agst Thomas Courtney deft the sum̄e of One hundred and Eighty pounds of tob̄:

Liber FF To John Pitt defendant from John Trerice płt the sum̃e of Six hundred and Sixty pounds of tobacco

To Daniel Jenifer płt ags^t William Leeds def^t the sum̃e of Three hundred and Sixty pounds of tobacco

To Idem Jenifer płt ags^t Abraham Rowse defend^t the sum̃e of Fowre hundred and Eighty pounds of tobacco

To Idem Jenifer płt: ags^t Thomas Allanson deft: the sum̃e of Three hundred and Sixty pounds of tobacco

Know all men by these p^rsents that I John Brooks of Calvert County Chyrurgion heire apparent to Michaell Brooks deceased doe acknowledge to have received of Henry Tripp full satisfaction of the two thirds of the estate of the aforesaid Michael Brooks Deceased as appeareth upon record by Inventory both reall and p̄sonall and doth quit and discharge save and Keep harmless the abouesaid Tripp his heires executors and Administrators from all sutes of law contraversies or other molestations that shall arise concerning the aforesaid two thirds and for the true p̄formance hereof I doe binde my selfe my heires executors and administrators to save and Keepe harmlesse the aforesaid Tripp his heires Executors and administrators from all suites of law contraversies or Other molestac̄ons that shall arise from the aforesaid Brooks his heires executors and administrators or from all manner of p̄son or p̄sons that shall lay any Claime right or tytle to any part or parcell thereof In Wittnesse whereof I have hereunto sett my hand and seale the sixth day of February One thousand six hundred sixty and Seaven John Brooke (seale)

Signed Sealed and delivered in
the p^rsentes of us
Daniel Clarke
Edward Jones

The abouesaid writeing was proved to be the Act and deed of the aboue menc̄oned John Brook by the Oath of Daniel Clark one of the wittnesses thereunto the 13^th day of February in Open Court 1667
Daniel Jenifer

[p. 554] Wee Garrett Vansweringen and Barburet Barrell the wife of the said Vansweringen doe assigne Ouer to Robert Macklin all theire Right and title of a peece of Land Contayning 200 Acres Situating and lying in Talbott County and being commonly called by the name of Carman Neck Whereof wee the parties aboue named have assigned Ouer all Our right and title unto the said Robert Macklin his heires Executors adm^rs for ever in Wittnesse whereof the parties aboue named have sett theire hands this 13^th of February 1667

Signed and Delivered in the Garrett Vansweringen
Presents of us Barburet Barrell
Peter Evers
John Anderton

Liber FF

Acknowledged the 14th day of Feb 1667 by the wthin Subscribed Garrett Vansweringen Barburet Barrell his wife to the right of the within named Robert Macklin and his heires for ever Daniel Jenifer

August the 3th 1667

This day Came before mee Joseph Riggs who by the Oathes of Edward Polter and Thomas Langley appeares to be Kinsman unto Francis Riggs late of Calvert County deceased thereby Claiming (as heire to the said Francis) all lands within this province which the said Fancis died possest of And whereas noe person of nearer Kin to the deceased doth make Claime to any of the Estate of the said Francis: full power is hereby given the said Joseph Riggs to Enjoy and receive the profitts of the said lands as were the proper Estate of the said Francis Riggs att the time of his decease dated att Mattapenny the day and yeare aboue written Charles Calvert

A true and Just Inventory of the Estate of John Bisco late of St Maries County deceased as it came to the hands of Thomas Doxey who maried the Relict of the said Bisco

Imprimis One man Servant 3 yeares to serve
5 Cowes 8 yeares old
2 Cowes 11 yeares old
5 Cowes 3 yeares old
4 yearelings
2 Steeres 3 yeares old

12 sowes 2 yeares old
8 barroughs 1 yeare old
6 sow shoates
One feather bed One flockbed
two bolsters 2 feather pillowes
One paire of blancketts three Ruggs
One table 4 joynt stooles one foorme
2 Chests
3 pewter dishes one pewter bason
Six plates 1 copper Kettle
1 brass Kettle 2 Iron potts
1 small Copper pott
1 small Iron Kettle

1 pewter flagon
15 Spoones
1 paire of tonges
1 Spitt one paire of Andirons

One driping pan

One gun
One bedstead
three pailes
5 milke trayes
One suite of curtaines and valence
One frying pann
One paire of pottrackes
two hamackers
One warming pann
One Gridiron
one powdering tubb
two pestles
two hamers
one sett of wedges
three howes
One Axe
one Corne barill
One bull three yeares old
4 Calves
One small flock bed

Liber FF The foregoeing Inventory was Sworne unto in Open Court this 12th day of February 1667 by Thomas Doxey who marryed the Relict of the aforesaid John Bisco Daniel Jenifer

[p. 555] To the Honble the Governour and Councill of Maryland

The Humble Petic̄on of Wiliam Oglethorp: Humbly sheweth:

That whereas yor peticonr haveing Hyred himselfe to Thomas Wynn for eight months for eight hundred pounds of tobacco and in the time of his Servytude the said Thomas would not lett yor peticonr rest untill such times as he the said Thomas Wynn had inticed your peticonr to sett his hand to a Condic̄on for 4 yeares whereof your peticonr was to have good Sufficient dyett lodging Washing and a Cow calfe and Clothing and yor peticonr haveing Served him two yeares and with many delayes have put of yor peticonr from time to time and hath not performed what he Condic̄oned for

The premisses Considered yor peticonr desires that the said Thomas Wynn may be Compelled to deliver yor peticonr his Condic̄on And give him some Considerac̄on for the time he hath already served and shall pray And yor peticonr as bound in duty shall ever pray

Ordered that Thomas Wynn doe pay the peticonr 950℔ tobacco and the aforesaid Condic̄on to be delivered in

To the Honourable the Cheife Governour
July 13th 1664

Laid Out for Emma Turner a parcell of land in Charles County called little St Thomas Lying in the woods on the South side of the maine branch that runeth into Copteco bay about four miles from the wadeing place Begining at a bounded Oake and runing South for breadth the length of one hundred perches to a bounded Oake standing neare the path that goeth from the head of the said bay to Mr Brooks bounding on the south with the said path and a line drawne west for the length of three hundred and twenty perches to a bounded Oake that Intersects a paralell line drawne north to the land formerly Laid Out for the said Emma Turner Called Greate St Thomas on the north with the said land On the East with the first South line Containeing and now laid Out for two hundred Acres more or lesse John Lewger
Vewed and approved by me Deputy Surveyr
Jerome White Surveyr Generall
to be Holden of Calvert mannor

On the backside of the abouesaid Certificate was this insueing petic̄on

To the Hon^{ble} the Leiftenen^{t} Generall &^{c} Liber FF

W^{m} Rosewell on behalfe Emma Turner Humbly sheweth

That Whereas John Lewger Deputy Survey^{r} under Jerome White Esq Survey^{r} Generall haveing the 13th of July 1664 Surveyed for Emma Turner a parcell of land Called Little S^{t} Thomas Laid Out for two hundred Acres more or lesse which said Land lyeth in the County of S^{t} Maries whereas the said Lewger returned the same (which since remaineth upon Record) to ly in Charles County as by the said Lewgers Certificate returned into the office (Coppy whereof is within written) doth appeare

Your petitioner therefore humbly Craves that the aforesaid Error remaineing upon Record may be rectified And yo^{r} petitionr shall pray &c

Ordered the petition be granted and that the said Error be rectified on record

To the Right Hon^{ble} the Governour and Councell

the Humble petition of John Vickry Humbly sheweth

Whereas your petitioner being High Sheriff of the County of Kent in the yeare One thousand six hundred sixty five did by virtue of two Warrants from Coll Stockett and One warrant from Capt^{t} W^{m} Burges press powder and shott shooes and stockings with Other provisions and boate and hands as by ann accompt is Specified, which accompt being sent downe by yo^{r} Peticon^{r} by the Buges of Kent by [p. 556] neglect not presented to yo^{r} Hono^{rs} by which neglect your petitioner is like to come to Damage for severall persons which your petitioner prest the things from doe now Enter A Cavitt Against your petitioners Bond which still stands in force therefore your petitioner Humbly Craveth that the Hon^{ble} Court would take it into Serious Consideracon that it may be allowed of this next yeare in the Leavi and that yo^{r} petition^{r} may Call in his Bond And yo^{r} petitio^{r} shall Humbly pray

An Accompt of what was prest by John Vickry for the Cuntry service in the yeare 1665

Imprimis foure men 6 dayes prest with provicon to fetch downe William Elliotts Boate by Coll Stocketts Order

To 3 men prest to goe to Hearing Creek by Coll Stocketts Order

To M^{r} Gleavens Boate four Dayes

To 12 pounds of powder 25 pound of shott by Cap^{t} Burges Order

To 30 Gall of Sider by Cap^{t} Burges Order

To 11 paire of shooes 13 paire of stockings by Cap^{t} Burges Order

To which accompt if yo^{r} Hono^{rs} think it fitt I am here Ready to Atest itt

Liber FF

	℔ tobacco
Provision and men........	240
To 3 men	120
M^{r} Glevens Boate.........	120
To 12℔ powder...........	120
To 25℔ shott.............	048
To 30 Gall of syder........	300
To 11 paire of shooes......	220
To 15 paire of stockings....	156
	1324

Ordered that John Vickry be discharged from the debt and that the persons be paid Out of the next Publick leavy

On the backside of a patent beareing date the Eighteenth day of August Anno One thousand six hundred sixty five wis this assignment

I Daniel Clarke doe assigne Ouer all my Right title and intrest of One hundred Acres of Land within this patent mencōned to Thomas Nuton his heires executors administrators or assignes for ever from me my heires Executors administrators for ever More or lesse according to patent and for the true performence of the same I have hereunto sett my hand and seale this 11th day of February 1667/68

Signed sealed in the presents of us
Thomas Marshall
John Grimes

Daniel Clarke (seale)

Ackowledged Feb̄ the 11th 1667 by the said Clarke in Open Court to be the Right of the said Thomas Newton and his heires for ever

Daniel Jenifer

[p. 557] This Indenture made the third day of June in the five and thirtith yeare of the Dominion of the Right Hon^{ble} Caecilius Absolute Lord and prop^{r}y of the province of Maryland Lord Baron of Baltemore &c and in the yeare of Our Lord God One thousand six hundred sixty and seaven Between Robert Jones of S^{t} Maries County planter of the One part and Francis Cole and Thomas Beedle of the County aforesaid on the Other part Wittnesseth that the said Robert Jones for a valuable Consideracōn in hand already received by them the said Francis Cole and Thomas Beedle the receipt whereof he doth hereby acknowledge and thereof and every part and p̄cell thereof doth cleerely and absolutely for ever acquitt and discharge them the said Francis Cole and Thomas Beedle theire heires executors and assignes and every of them by theis p̄nts Hath given granted bargained aliened and sold enfeoffed and confirmed and by these presents doth give grant bargaine Alyen sell enfeoffe and confirme unto them the said Francis Cole and Thomas Beedle theire heires and assignes for ever all that parcell of land lying in the woods adjoyning to his owne land begining at a marked Red Oake standing neere the bound

Liber FF

tree of Robert Cager upon the maine branch of the Herring creeke runing South east for the length of Eighty perches to a marked Oake standing at a branch that boundeth the land of the said Jones bounding on the East with a line drawne north East and by East from the said Oake for the length of two hundred perches to a marked white Oake that standeth at the head of a valley called Jones his valley on the north with a line drawne north west from the End of the form̄ line to a marked white Oake that standeth neere the fresh runn of the maine branch of the Herring creek on the west with the said branch on the south with the land of Rober Cager aforesaid Containeing by estimac̄on One hundred Acres more or lesse and now in the tenure and possession of them the said Francis Cole and Thomas Beedle with all and every the howses building Orchards guardens there upon planted & built together with all waies Easmts proviledges Comodeties profitts and implemts to the same belonging or appertaineing with all the writings Deeds patents Charters and evidences touching and concerning the same or any part or parcell thereof To haue and to hold the said parcell of land Containeing one hundred Acres befor by these presents bargained and sold and all Other the bargained premisses hereby intended to be bargained and sold unto them the said Francis Cole and Thomas Beedle theire heires and assignes for ever And the said Robert Jones the said parcell of land and all Other the bargained premisses unto them the said Francis Cole and Thomas Beedle shall and well for ever hereafter warrt and defend And the said Robert Jones doth further for himselfe his heires executors and administrators Covenant promise and grant to & with them the said Francis Cole and Thomas Beedle theire heires and assignes and eūy of them to make Or cause to be made all and eūy such further and Other assureance Or assureances Conveyance or Conveyances in law when thereunto required be itt by fine feoffmt enrolment of theis presents or by such Other Lawfull waies or meanes as by them the said Francis Cole and Thomas Beedle theire heires and assignes or they or theire Councell learned in the law shall be reasonably devized advized and required for the further and better assureance and sure makeing of all and singular the premisses to be had and made sure to them the said Francis Cole and Thomas Beedle theire heires and assignes for theire and either of their Owne use and uses absolutely without any condic̄on whatsoever In Wittnesse whereof the said Rober Jones to this present Indenture hath sett his hand and Seale the day and yeare first aboue written

Robert R I Jones
his marke

Wittnesse Thomas Hatton
Henry Parker

Acknowledged in Open Court this 13th Day of February 1667 by Robert Jones and Sarah his wife to be Right of the within named Francis Cole and Thomas Beedle and theire heires for ever

Daniel Jenifer

Liber FF [p. 558] This Indenture made the twelueth day of February in the thirty sixt yeare of the Dominion of Caecilius &c betweene John Vanheecke of the County of Baltemore within the province of Maryland and Thomas Paine of S^t^ Jeromes in S^t^ Maries County within the province aforesaid on the other part wittnesseth that the said John Vanheecke for and in Consideracon of Nine thousand pounds of tobacco and Caske to him at and before the ensealeing and delivery of these presents well and truly in hand paid by the said Thomas Paine whereof and wherewith he the said John Vanheecke doth ackowledge himselfe &^c^ hath granted Alenated bargained sold and confirmed and by these presents doth fully and crearely and absolutely grant Alen bargaine sell and confirme unt the said Thomas Paine all that tract situate lying and being at the South side of the head of S^t^ Jeromes Creeke in the County of S^t^ Maries now in the tenure or occupacon of the said Thomas paine it being foure hundred Acres or there aboutes being bounded as foloweth (vizt) Begining at a marked tree standing on the south side of the maine head branch of S^t^ Jeromes Creeke runing downe the south side of the said creeke to a marked gum upon the Southern branch of timber neck and soe into the woods untill it comes unto the long west line To have and to hold the said tract of land with all howses with all Other the premisses with all other theire appurtances by these presents bargained and sold mentioned or intended to be hereby granted alienated bargained sold and confirmed and ever part and parcell therof unto the said Thomas Paine and to the heires and assignes of the said Thomas Paine to the only proper use and behofe of the said Thomas Paine and of the heires and assignes of the said Thomas Paine for ever and that the said plantacon with the aforesaid Land belonging thereunto with all Other the appurtances shall fom henceforth ever remaine and continue unto the said Thomas Paine and to the heires and assignes of the said Thomas Paine freely and clearely accquitted Exonerated and discharged of and from all and all manner of former bargaines Sales Gifts grants leases rents charges or areareges of rents forfitures execucons Intrusions incombrances whatsoever and of and from all other charges titles troubles and incumbrances whatsoever had made Comitted or wittingly or willingly suffered or done by the said John Vanheecke or by his meanes assent privity or procure^mt^ the rents and services from henceforth to grow due to the Cheife Lord or Lords of the mannor only excepted and forprised And lastly it is agreed by and between the said parties to these presents that all and every the assureances and Conveyances soe as aforesaid hereafter to be had of the premisses and shall be esteemed and Taken to be to the only use of them the said Thomas Paine and of the heires and assignes of the said Thomas Paine for ever and to noe other use intent or purpose whatsoever any thing in these presents containd to the contrary thereof in any wise notwithstanding In Wittnesse

whereof the party first aboue named hath hereunto put to his hand Liber FF
and seale this twelfth day of February Annoq3 Dom̃ 1667/8
Signed sealed and delivered John Vanheeck (seale)
in the presents of us
Curtis Fletcher
Josias Fendall

Acknowledged in Open Court 13th day of Feb̃y 1667 by the aboue subscribed John Vanheeck to be the right of the said Thomas Paine and his heires for ever Daniel Jenifer

[p. 559] This Indenture made the three and twentith day of July Anno Dom̃ 1667 Betweene William Marloe of St Maries County in the province of Maryland planter of the one part And William Rule of the said County and province of the Other part Wittnesseth that the said William Marloe for and in Consideracõn of the summ of two thousand pounds of good and Legall tobacco and Caske by the said William Rule to him in hand paid the Receipt whereof he the said William Marloe doth by these prsents acknowledg and himselfe to be therewith fully satisfied paid and contented And thereof and therefrom and of and from every part and parcell thereof hath accquitted and discharged and by these presents doth for and from him the said William Marloe his heires executors and admrs Acquitt exonerate and discharge the said William Rule his heires executors Administrators and assignes Hath bargained sold Alened Enfeoffed Assigned and sett Ouer And by these presents doth for him his heires executors and administrators bargaine sell Alien Enfeoffe Assigne and sett Ouer unto the said William Rule his heires executors administrators and assignes One peece or parcell of Land Lying on the East side of poplar hill Creeke being by Estimacõn fifty Acres being part of the land called the Out lett granted per Patent to John Camell in the two and thirtith yeare of his Lõpps Dominion and assigned from the said Camell to the aforesaid William Marloe the said Land Begining at a marked pokickory standing in the west line of the said Land and runing South East by a line of marked trees to a marked Oake standing in the East line of the said Land all which fifty Acres lying on the north side of the said marked trees and according to the lines specified in the patent aforesaid Together with all and singular its Rights members Jurisdicõns and apptẽaces and all and singular wayes watercourses Easments Pastures meadowes feedings woods underwoods profitts and comodities whatsoever to the said premisses before bargained belonging in any wise appertaineing To haue and to hold the said Land unto the said William Rule his heires and assignes for ever And the said William Marloe doth for himselfe his heires executors and administrators Covenant promise and grant to and with the said William Rule his heires executors administrars and assignes That the said Land now

Liber FF and for ever hereafter shall be and Continue free and Cleare and freely and Clearely Acquitt exonerate and discharged of and from all and singuler former and Other bargines Sales Gifts grants Leases Rents arreareages of Rents Rent Charges or incumbrances whatsoever had made com̄itted or done or to be had made Com̄itted or done by the said William Marloe his heires executors administrators or assignes or any of them theire or any of theire meanes titles or procurements (The Rents and services which from henceforth shall be due or payable to the cheife Lord or Lords of the Fee or Fees for and in respect of his or theire Signiory or signories alwayes Excepted and foreprised) And the said William Marloe doth for himselfe his heires executo^{rs} and administrators Covenant promise and agree to and with the said William Rule his heires and assignes that he the said Rule his heires and assignes shall and may for ever after the date of these presents have hold use Occupy and injoy the said Land peaceably and quiettly without any lett Suite trouble or evic̄on of Or by the said Marloe his heires execut^{rs} adm^{rs} or assignes or any of them or any other person by from or under him them or any of them or by there or any of there meanes titles or procurements And alsoe receive perceive and take the rents issues and profitts thereof to his the said Rule his heires and assignes sole uses and benefitts and also make such further assureance or assureances of the same to the said Rule his heires and assignes As the said Rule his heires or assignes or his or theire Councell Learned in the law shall him or them thereto advise Provided it be within the space of seaven yeares and at the Costs and charges in the Law Only of the said Rule his heires or assignes In Wittness whereof the said William Marloe hath hereunto sett his hand and seale the day and yeare first aboue written

Sealed signed and delivered　　　the marke of
in the p^{r}sen of　　　William ⊓ Marloe (Seale)
John Blomfeild
Edward Savage

Ackowledged in Open Court this 12th day of February 1667 by the wthin named W^{m} Marloe and Elizabeth his wife to be the Right of the said William Rule and his heires for ever　　　Daniel Jenifer

[p. 560] This Indenture made the tenth day of December one thousand six hundred sixty and six betweene Daniel Clarke of Talbott County of the one party and Hugh Hopwell of putuxon of the other party Wittnesseth that the said Daniel Clarke for and in Considerac̄on of 1 valuable Considerac̄on in hand already Received by me the said Daniel Clarke from the said Hugh Hopewell have granted bargained sold Alienated infeffed and Confirmed and by these p^{r}sents doe hereby binde my selfe my heires executors adm^{rs} doe grant bargaine sell Alienate infeaffe and confirme unto the said Hugh Hopewell his heires executors administrato^{rs} & assignes all that parcell of Land

Called wallnut point lying On the Eastern shore in a creeke Called Liber FF Marsh Creeke on the south side of the creeke and on the north side of Salt Marsh island by a marsh Called Daniels Marsh Begining at a marked Oake by the marsh and runing from the Oake north and by East fifty perches to a marked Oake by the Marsh bounded on the west from the said Oake into the woods for length west and by north One hundred and sixty perches Containeing fifty Acres of land as by patent will more largly Appeare with all profitts patents writeings comodities and heriditraments to the same belonging or in any wise be appertaineing and all the Estate Right title intrest Claime and demand whatsoever the said Daniel Clarke hath of in an to the abouesaid Land or any part or parcell thereof by Virtue of any Grant bargaine or saile whatsoever heretofore made by the said Daniel Clarke or by any person or p̄sons whatsoever To have and to hold the said Land and ever part and parcell thereof unto the said Hugh Hopewell his heires execu^{rs} administrators or assignes to the Only proper use and behoofe of the said Hugh Hopewell his heires executors administrato^{rs} or assignes for ever freed accquitted and at all times hereafter discharged by the said Daniel Clark of and from all and all manner of former and Other bargaines grants sales leases forfitures Joyntures dowryes surrenders Judgments execuc̄ons and of and from all other titles troubles and incumbrances whatsoever and for the more absolute perfect Surety and sure makeing of all and singular the abouesaid parcell of land and ever part and parcell thereof unto the said Hugh Hopewell his heires Executors administrators or assignes for ever In Considerac̄on whereof the said Daniel Clarke doe hereunto sett his hand and seale the day and yeare aboue Written

Signed Sealed and Delivered
in the p^{r}sents of us
Signum
Francis FH Hopewell
Signum
John I Starke
Signum
William W Hill

Daniel Clarke (Seale)

Ackowledged in open Court the 13th Day of February 1667 by the within subscribed Daniel Clarke to be the Right of the within named Hugh Hopewell and his heires for ever
Daniel Jenifer

To all xpian people to whome these presents shall Come I Stephen [p. 561] Benson of Calvert County in the province of Maryland planter send Greeting Know yee that Wheares Caecilius Absolute Lord of the said province of Maryland and Avalon Lord Barron of Baltemore &^{c} did by his patent under his greate Seale of his said province beareing date at S^{t} Maries the forth day of September in the two and thirtith yeare of his Lõpps Dominion over the said province Annoqꝫ Dom̄ one thousand six hundred sixty three for the Considerac̄ons in the said patent expressed grant unto me the said Stephen Benson by the name of Stephen Benson A parcell of land Called Kicquotan Choice being

Liber FF in Ann Arrundell County lying in the branches of a creek called the Herring Creeke Begining in the woods at a marked Oake the said Oake being the north west Corner tree of a parcell of Land formerly surveyed for William Ayres and the north East Corner tree of a parcell of land lately surveyed for M^r Samuel Chew and runing west by the land of the said Chew One hundred and fifty perches to a marked white Oake bounding on the west with a line drawne north untill it intersect a paralell to the land of John Burridge bounding on the north with the said paralell and Burridges land on the East with the head line of William Selbyes land and Others from the Creeke On the south with Chewes land Contayning and then laid Out for three hundred Acres more or lesse together with all Rights profitts and benefitts thereunto belonging (Royall Mines excepted) to have and to hold the same to me the said Stephen Benson my heires and assignes for ever for and under certaine Rents services and reservations in the said patent of Grant Expressed menc̄oned and Reserved as by the said patent of Grant recourse being thereunto had more fully and more at large it doeth and may appeare Now Know yee further that I the said Stephen Benson for and in Considerac̄on of foure thousand pounds of tobacco to me paid by George Sim̄ons of Ann Arundell County in the said province of Maryland planter and Faith Wilson alias Congoe of the same County spinster the receipt whereof I doe hereby Ackowledge and thereof and of every part and parcell thereof I doe clearely and absolutely accquitt and discharge the said George Sim̄ons and Faith Willson al̄ Congoe theire and either of theire heires executors and administrators for ever by these presents Haue granted bargained and Sold and doe by these presents give grant bargaine and sell unto the said George Sim̄ons and Faith Wilson alias Congoe theire heires and assignes all that the said parcell of land by the said recited patent to me Granted as aforesaid together with all the Rights priviledges and Comodities and all and every the Howses and buildings thereupon built and all and every the appurtenñcs to the same belonging together with all patents Grants escripts minuityes to the same belonging or touching or Concerning the same To haue and to hold the moyety and one half of the said parcell of land together with the moyety and one halfe of all Other the bargained premises unto him the said George Sim̄ons his heires and assignes to the only proper use and behoofe of him the said George Sim̄ons his heires and assignes for ever And To haue and to hold the Other Moyety and One halfe of the said parcell of Land together with the other Moyety and One halfe of all Other the bargained premisses unto the said Faith Wilson alias Congoe her heires and assignes for ever to be holden of the said Lord proprietary for and under the rents and servises by the said recited patent of Grant reserved and hereafter to become due and payable: And further I the said Stephen Benson my heires executors and administrators the One Moyety of the said parcell of land and the one moyety of all Other the bargained premisses unto him the said George Simons his heires and assignes shall and will against all persons whatsoever warrant and defend by these presents for ever hereafter and the Other Moyety of the said parcell of land and alsoe the Other moyety of all other the bargained premisses unto her the said Faith Wilson Alas Congoe her heires and assignes shall and will against all persons whatsoever warrant and defend by these presents for ever hereafter In wittnesse whereof I have hereunto sett my hand and seale the eleaventh day of February in the six and thirtith yeare of the Dominion of the said Caecilius &c Annoq Dom̃ one thousand six hundred sixty seaven Liber FF [p. 562]

the Marke of
Signed Sealed and Deliverd Stephen **S** Benson (sealed)
in the presents of
John Blomfeild
Richard Moy

Acknowledged in open Court this 13th day of February 1667 by Stephen Benson to be the Right of the within named George Simons and faith Wilson alias Congoe and theire heires for ever
Daniel Jenifer

Know all men by these pʳsents that I Stephen Benson of Calvert County in the province of Maryland planter am holden and firmly bounden unto George Simons of Ann Arundell County in the same province planter and Faith Wilson alias Congoe of the County of Ann Arundell aforesaid Spinster the full quantyty of Eight thousand pounds of good Sound Merchantable tobacco in Caske To be paid to the said George and Faith or either of them or to theire or either of theire Certaine attorneyes executors administrators or assignes To the which payment well and truely to be made I bind myselfe my heires executors and administrators firmly by these presents sealed with my seale and dated the eleaventh day of February in the six and thirtith yeare of the Dominion of Caecilius &c Annoq Dom one thousand six hundred sixty seaven

The Condic̃on of this Obligac̃on is such That whereas the aboue bounden Stephen Benson by his Deed poll beareing even date with these presents for the Considerac̃on therein expressed hath bargained and sold to the aboue named George Simons and Faith Wilson alias Congoe theire heires and assignes one parcell of land called Kicquetan Choice being in Ann Arundell County lying in the branches of a creeke called the herring Creeke and within the province of Maryland aforesaid To have and to hold the one moyety of the said parcell of land to him the said George Simons his heires & assignes to the only proper use and behoofe of him the said George Simons his heires & assignes for ever and to have and to hold the Other moyety of the said parcell of land to her the said Faith Wilson Alias Congoe

Liber FF her heires and assignes to the only proper use and behoofe of her the said Faith Wilson Alias Congoe her heires and assignes for ever Together with warranty against all persons whatsoever as by the said Deed poll more at large it doth and may appeare If therefore the said Stephen Benson his heires executors and administrators and every of them shall and will from time to time and at all times well and truly warrant and defend the said parcell of land to them the said George Sim̃ons and Faith Wilson alias Congoe theires heires and assignes against all persons whatsoever according to the purport and meaneing of the said Deed poll and also if the said Stephen Benson and Elizabeth his wife and all and every the heires of the said Stephen Benson shall at all times hereafter and from time to time at the reasonable Costs and charges in the law of them the said George and Faith theire heires or assignes or any of them make doe suffer acckowledg and execute or cause to be made done accknowledged and executed all and every such further and Other lawfull act and acts thing and things device and devises assureance and assureances in the law of the same premisses for the better assureing conveying and more sure makeing of the premisses to them the said George Sim̃ons and faith Wilson alias Congoe theire heires and assignes for ever with warranty against all persons whatsoever as shall by the said [p. 563] George Sim̃ons and Faith Wilson alias Congoe theire heires or assignes or his or theire Councill learned in the law or any of them reasonably divised advised and required That then this present obligac̃on to be void and of none effect or else to stand remaine and be in full force strength & virtue

the marke of
Stephen **S** Benson (sealed)

Signed sealed and Delivered
in the presents of
John Blomfeild
Richard Moy

Acknowledged in Open Court this 13th day of February 1667 by the abouesaid Stephen Benson as his act and Deed Daniel Jenifer

To all xp̃ian people to whom these presents shall Come I Joseph Riggs of the County of Calvert in the province of Maryland planter send Greeting Know yee that whereas Caecilius Absolute Lord and proprietary of the province of maryland and Avalon Lord Barron of Baltemore &c did by his patent under the Greate Seale of his said province beareing date the ninth day of March in the two and thirtith yeare of his Dominion Over the said province and in the yeare one thousand six hundred sixty three for the Considerac̃on in the said patent expressed grant unto Andrew Skinner of Talbott County gen̄t by the name of Andrew Skinner a parcell of land Called Roclift lying in Talbott County on the north side of Choptancke River Begining at a marked Oake at the mouth of a creek called Turkey Creeke and runing for breadth up the Creeke north west and by north one hundred and sixty perches to a marked Oake upon a point in the Forke of the Creeke bounded on the north by a line drawne South west from the said Oake for length three hundred and twenty perches on the west by a line drawne South East and by South from the end of the south west line One hundred and sixty perches to a marked Live Oake upon a point by the side of a runn runing Out of a Swamp into a marsh On the south by a line drawne north east by the marsh and the River unto the first marked Oake at the mouth of Turkey Creeke Containeing and then laid Out for three hundred and twenty Acres more or lesse together wth all Rights profitts and benefitts thereunto belonging Royall mines excepted And whereas also the said Caecilius Absolute Lord and proprietary of the said province of Maryland and avalon Lord Baron of Baltemore &c did by his patent under the Greate Seale of his said province beareing date the said ninth day of March in the two and thirtith yeare of his Dominion Over the said province and in the yeare One thousand Six hundred sixty three for the Consideracons in the said patent expressed Grant unto Andrew Skinner of Talbott County Gent and Francis Riggs late of the County of Calvert deceased by the names of Andrew Skinner and Francis Riggs a parcell of land Called Franckford Saint michaels lying in Talbott County on the north side of Choptanck River in a creeke Called S^t Michaels Creeke Begining at a marked Oake standing at the head of the branch of the Creeke and runing for breadth downe the creeke South East three hundred and sixty perches to a marked white Oake in a Cove by the Creeke side bounded On the South by a line drawne Southwest from the said Oake forty perches to a marked Oake marked with two notches and by a line drawne northwest forty perches to a marked white Oake being the north west bound tree of the land laid out for Thomas Biss called little Bristoll and from the said Oake by Biss his land drawne South west three hundred and twenty perches to a marked Oake on the west by a line drawne north west three hundred and twenty perches to a marked Oake and from the last named Oake three hundred and sixty perches unto the first marked Oake on the East by the Runn and Creeke Containeing and then laid Out for Seaven hundred And forty Acres more or lesse Together with all Rights profitts and benefitts thereunto belonging Royall mines excepted, To haue and to hold the said two parcells of land abouesaid to them the said Andrew Skinner and Francis Riggs theire heires and assignes for ever for and under certaine rents Services and reservations in the said patents of Grant [p. 564] expressed menconed and reserved as by the said patents of Grant recourse being thereunto had more fully and more at large it doth and may appeare which said two parcells of land are since come unto me the said Joseph Riggs now Know yee further that I the said Joseph Riggs for and in Consideracon of thirteene thousand pounds of tobacco to me in hand paid by Thomas Lacey of Calvert County in the

Liber FF said province of Maryland planter the receipt whereof I doe hereby acknowledge and thereof and of every part and parcell thereof doe clearely and absolutely acquitt and discharge the said Thomas Lacey his heires executors and assignes for ever by these presents Have given Granted bargained and sold and by these presents doe give Grant bargaine and sell unto him the said Thomas Lacey his heires and assignes All the said two parcells of land by the said Recited patents granted the said Andrew Skinner and Francis Riggs as afores^d together with all and every the Rights priviledges Comodities houses and buildings thereupon built and all and every the appurtenncs to the same belonging Together with all patents Grants escripts and imunityes to the same belonging or touching or concerning the same To haue and to hold the said two parcells of Land and all Other the bargained premisses unto him the said Thomas Lacey his heires and assignes to the only use and behoofe of him the said Thomas Lacey his heires and assignes for ever To be Holden of the said Lord proprietary for and under the rents and Services by the said Recited patents of Grant reserved and hereafter to become due and payable And further I the said Joseph Riggs my heires executors and administrators the said two parcells of land and all Other the bargained premisses unto him the said Thomas Lacey his heires and assignes shall & will against all persons whatsoever warrant and defend by these presents for ever hereafter In Wittnesse whereof I have hereunto sett my hand and seale the twelfth day of February in the six and thirtith yeare of the Dominion of the said Caecilius &^c Annoq Dom̄ One thousand six hundred sixty seaven

Sealed and Delivered Joseph Riggs (Sealed)
in the presents of
John Blomfeild
Richard Moy

Acknowledged in Open Court this 13^th Day of February 1667 by the aboue subscribed Joseph Riggs to be the Right of the above named Thomas Lacey and his heires for ever Daniel Jenifer

[p. 565] Know all men by these p^rsents that I Joseph Riggs of Calvert County in the province of Maryland planter am holden and firmly bounden unto Thomas Lacey of the same County in the same province the full quantyty of twenty six thousand pounds of tobacco and Caske to be paid to the said Thomas or to his certaine Attorney his executors administrators or assignes to the which payment well & truly to be made I binde my selfe my heires executors and administrators firmly by these presents sealed with my seale and dated the twelfth day of February in the six and thirtith yeare of the Dominion of Caecilius &c Annoq Dom̄ One thousand six hundred sixty seaven

The Condic̄on of this Obligac̄on is such that whereas the aboue bounden Joseph Riggs by his deed poll beareing date with these presents for the Consideracon therein expressed hath bargained and sold to the aboue named Thomas Lacey his heires and assignes as well one pcell of land called Roclift lying in Talbott County on the north side of Choptanck River as also one Other parcell of land called Frankford S^t^ Michael lying in the same County lying on the said north side of Choptanck River in a creeke Called S^t^ Michaels Creeke and within the province of Maryland To have and to hold the same to him the said Thomas Lacey his heires and assignes to the only use and behoofe of him the said Thomas Lacey his heires and assignes for ever with waranty against all persons whatsoever as by the said Deepoll more at large it doth and may appeare If therefore the said Joseph Riggs his heires executo^rs^ and administrators and every of them shall and will from time to time and at all times well & truly warrant and defend the said two parcells of land to him the said Thomas Lacey his heires and assignes against all persons whatsoever according to the purport and meaneing of the said Deed poll and also if the said Joseph Riggs and all and every the heires of the said Joseph shall at all times hereafter and from time to time at the reasonable requests costs and Charges in the law of him the said Thomas Lacey his heires and assignes or any of them make doe suffer acknowledg and execute or cause to be made done siffered acknowledged and executed all and every such further and Other lawfull act and acts things or things device or devices assureance and assureances in the law of the same premisses for the better assureing conveying and more sure makeing of the premisses to him the said Thomas Lacey his heires and assignes for ever with warranty against all persons whatsoever as shall by the said Thomas his heires or assignes or his or theire Councill learned in the law or any of them reasonably devised advised and acquired Then this Obligacon to be void or else to stand in force Joseph Riggs (Sealed)

Sealed and Delivered
in the presents of
John Blomfeild
Richard Moy

Acknowledged in Open Court the 13th day of February 1667 by the aboue Subscribed Joseph Riggs to be his act and Deed
Daniel Jenifer

One the back side of a patent Granted to Robert Dickson Called Johns Garden lying on the East Side of Chesepick bay on the South Side of Choptanck River in a bay called Todds bay in the said River beareing date the fiftenth day of September Annoq Dom one thousand six hundred sixty five was these two following Assignments (vizt)

These presents wittnesseth that I John Edmondson in the County of Talbott in the province of Maryland doe assigne and make Over

Liber FF from me my heires executors and assignes for ever unto Robert Dixson of the same County his heires executors or assignes for ever all my Right title and intrest of this patent and the two hundred Acres of Land therein expressed and doe binde my selfe my heires
[p. 566] executors and assignes to secure it unto the said Robert Dixson his heires or assignes for ever against any person or persons that shall lay any Claime there unto In Wittness whereof I have hereunto sett my hand this fifth day of December one thousand six hundred sixty and seaven John Edmondson
Wittnesse Henry Trippe
Will: Ewen

Know all men by these p^{r}sents that I Robert Daickson of Calvert County planter for a valueable Consideracōn to me paid by James Williams of the same County have assigned and sett Over and by these presents doe assigne and sett Ouer unto him the said James all my Right title and intrest of in and to this pattent and the land therein metioned together with all Rights profitts and benefitts thereunto belonging to the Only proper use and behoofe of him the said James his heires and assignes for ever wittness my hand the last day of December One thousand six hundred sixty seaven
Wittnesse John Blomfeild the marke of
Richard Moy Robert ∝ Dickson

Know all men by these presents that I Rob^{t} Dickson of Calvert County have ordained and appointed and by these presents doe ordaine and appoint my trusty and well beloved friend Daniel Jenifer Gent̄ for me and in my name to acknowled one certaine Indenture beareing the date hereof (being for One parcell of land Containeing two hundred Acres at the next provincall Court to be holden at S^{t} Maries in the province of Maryland to the Only proper use and behoofe of James Williams his heires and assignes for ever In Wittnesse whereof i have hereunto sett my hand and Seale the xxxith day of December in the xxxvith yeare of the Dominion of Caecilius &c Annoqꝫ Dom̄ one thousand six hundred sixty seaven
Sealed and Delivered the marke of
in the presents of Robert ∝ Dickson (Sealed)
John Blomfeild
Richard Moy

This Indenture made the one and thirtith day of December in the six and thirtith yeare of the Dominion of Caecilius &c Annoqꝫ Dom̄ one thousand six hundred sixty seaven Betweene Robert Dixon of Calvert County in the province of Maryland planter on the one part and James Williams of the same place planter one the other part Wittnesseth that whereas the said Lord Baltemore by his Deed of Grant under his Greate seale used in the said province for Granting of Lands there beareing date at S^t Maries the fiftenth day of September in the foure and thirtith yeare of his Lōpps Dominion Annoqȝ Dom̄ One thousand six hundred sixty five did for th^e Considerac̄ons therein mentioned Grant unto him the said Robert Dickson by the name of Robert Dickson all that parcell of Land Called [S^t Johns Garden] lying on the East Side of Chesepioke Bay on the south side of Choptanck River in a Bay Called Todds Bay in the said River begining for breadth at a marked Oake standing by a Creekes mouth and runing up the Creek South South East one hundred perches to another marked oake being the bounds of a parcell of land formerly of John Edmondson bounded with the said Land for the length of three hundred and twenty perches bounded on the west with a line drawne north north west from the end of the former line one hundred perches bounded on the north by a line drawne East north East from the end of the north north west line three hundred and twenty perches till it intersects a paralell from the first bounded tree on the east with the said Creek Containeing and then laid Out for two hundred Acres more or lesse To have and to hold the same to him the said Robert Dickson his heires and assignes for ever under such rents Covenants limitac̄ons and exceptions as in and by the said Deed of Grant relation being thereunto had it doth and may more at large appeare Now this Indenture Wittnesseth that the said Robert Dickson for and in Considerac̄on of five thousand pounds of tobacco to him in hand paid by the said James Williams before the ensealeing and delivery hereof whereof and wherewith the said Robert doth acknowledge himselfe to be wholly satisfied and paid and of every part and parcell thereof doth accquitt and discharge the said James his heires executors and administrators by these presents Hath Granted bargained sold aliened enfeoffed and confirmed and by these presents doth fully clearely and absolutely Grant bargaine Sell alien enfeoffe and Confirme to the said James Williams All the said two hundred Acres of land and premisses aboue mentioned together with all the Edifices and building to the same belonging or any wayes appertaineing and now in the Ocupac̄on or possession of him the said Robert his assignee or assignes And the reversion and reversions remainder and remainders of all and singular the said before granted alienated enfeoffed and confirmed and also the estate right title intrest claime and demand whatsoever of him the said Robert of in and to the same and of in and to every part and parcell thereof and also all woods and under woods and trees now growing standing and being upon the said premisses or any part or parcell thereof together with the said recited Deed of Grant To have and to hold the said two hundred Acres of land and all and singular the premisses before by these presents mentioned or intended to be granted with all and singular the appurtenñcs unto the said James Williams his heires and assignes for ever And the said Robert Dickson doth for himselfe his heires

Liber FF [p. 567]

Liber FF executors and administrators hereby covenant and Grant unto the said James Williams his heires and assignes and eūy of them by these presents in manner and forme following that is to say that he the said Robert Dickson for and notwithstanding any act or thing by him or by his means consent privity or procurement had made com̄itted or done wittingly or wilffully Suffered to the Contrary and at the time of the ensealeing and delivery hereof standeth and is Solely Only and rightfully seised and untill the estate hereby to be granted shall be suffitiently passed vested and settled in the said James Williams his heires and assignes shall so remaine seised of all the premisses of a good absolute and perfect estate in Fee Simple to him and his heires for ever in his owne right and to his owne use without any manner of Condic̄on or provisoe Right title or limitac̄on of use which may hereafter destroy or evict the same or other then such Condic̄on or provisoe as is mentioned in the said recited Deed of Grant And that the said Robert Dickson notwithstanding any such Act or thing as aforesaid hath good Right full power and lawfull authority in his owne Right to grant Convey and assure the said premisses and every part and parcell thereof unto the said James Williams his heires and assignes in the manner aforesaid according to the true meaneing hereof and also that the said James Williams his heires and assignes and every of them shall and may at all times and from time to time dureing the estate hereby made and Granted peaceably and quietly have hold use and enjoy all and singlar the said Granted premisses with the appurtenñcs according to the true meaneing hereof without any lett suite trouble or Charge what soever of or by the said Robert Dickson his heires or assignes or any of them or any Other [p. 568] person or persons whatsoever lawfully haveing or claimeing to have any estate intrest or thing of in or Out of the said Granted premisses or any part thereof by from or under the said Robert or his meanes privity Consent or procurement And that the said granted premisses and every part thereof now are abe and so dureing the estate hereby made an passed shall and may according to the true intent and meaneing hereof remaine Continue and be to the said James Williams his heires and assignes fully clearely accquitted freed and discharged or upon request made to the said Robert his heires and Assignes in that behalfe well and suffitiently and at his and theire owne costs and charges shall be saved and Kept harmlesse by him the said Robert his heires and assignes of and from all former and Other bargaines sailes leases Gifts Grants estates rents & of & from all joyntures dowers statutes recognizances judgm^{ts} executions forfiture seisure issues extents and all other charges titles troubles incumbrances and demands whatsoever had made com̄itted acknowledged or done or to be had made com̄itted acknowledged or done by the said Robert Dickson his heires or assignes or any other person or persons lawfully claimeing by from or under him or them or any of them or by his or theire or

Liber FF

any of theire meanes title or procurem^{t} the rents and services from henceforth to grow due & payable to the cheife lord or lords of the Fee or Fees only excepted and foreprised And the said Robert doth further covenant and grant for himselfe his heires executors Administra^{rs} and assignes to And with the said James Williams his heires and assignes and eũy of them by these presents that he the said Robert Dickson and his heires and all and eũy other person and persons any estate right title or demand haveing or lawfully claimeing or with any thing shall have or lawfully may Claime into or out of the said premisses before mentioned to be Granted or any part or parcell thereof by from or under the said Robert Dickson shall and will from time to time and at all times hereafter dureing the space of Seaven yeare now next Following after the date hereof at the reasonable requests Costs & charges in the law of the said James Williams his heires or assignes doe make acknowledge execute and suffer and cause And procure to be made acknowledged executed and suffered all and every such further or other lawfull and reasonable act and acts assureance and assureances in the law whatsoever for the further and better assureance surety and sure makeing and conveying of all the said Granted premisses with the appurtenñcs or any part thereof unto him the said James his heires and assignes according to the true meaneing thereof be it by fine Feoffm^{t} recovery or Otherwise as by the said James Williams his heires or assignes or his or theire Councill learned in the law in that behalfe shall be reasonably devised or advised And it it mutually agreed & concluded by and betweene the parties to these presents that all and every such further assureance to be made as aforesaid for the said Granted premisses or any part thereof is ment and intended to be and shall be to the only use and behoofe of the said James W^{m}mes his heires and assignes for ever and to no other use intent or purpose what soever In wittnesse whereof the said Robert Dickson hath hereunto sett his hand and seale the day and yeare first aboue written

Signed sealed and Delivered the marke of
in the presents of Robert ∝ Dickson
John Blomfeild (Sealed)
Richard Moy

Acknowledged in open Court this 13th day of February 1667 by Daniel Jenifer the attorny of Robert Dickson to be the right of the said James Williams Philip Calvert

[p. 569] To all Christian people to whom these presents shall come I henry Ellery of S^{t} Georges in the County of S^{t} Maries and province of Maryland planter send greeting Know yee that whereas Caecilius Absolute Lord and proprietary of this province of Maryland and Avalon Lord Baron of Baltemore &c by his patent under the Greate Seale of this province beareing date the three and twentith day of September in the foure and thirtith yeare of his Dominion Over the

Liber FF said province Annoqꝫ Dom̄ one thousand six hund sixty five did grant unto me the said Henry by the name of Henry Ellery of this province planter a parcell of land called Mussemowack lying and being on the Eastern shoare in a River there called Pocomoake on the west side of the said river by a creeke there called prices Creeke bounded as followeth Begining at a marked tree standing by a parcell of land which is now taken up by William price and runing from the said lands up the Creeke by a line drawne north west Seaventy five perches to a marked Oake for breadth thence drawing a line up into the woods north East to a marked Oake three hundred and twenty perches for length and drawing a line from the said Oake south East to a marked pyne seaventy five perches for breadth and runing downe to the Creeke side by a line drawne south west three hundred and twenty perches Containeing and now laid Out for two hundred and fifty Acres more or lesse together with all Rights profitts and benefitts thereunto belonging Royall mines excepted To have and to hold the same to me the said Henry Ellery my heires and assignes for ever for and under divers and seūll the rents reservac̄ons and services therein reserved as by the said recited patent recourse being thereunto had more fully and more at large it doth and may appeare Now Know yee further that I the said Henry for and in Considerac̄on of the sum̄e of two thousand five hundred pounds of tobacco in hand paid by John Morecroft of St Maries in the County of St Maries aforesaid gent the receipt whereof I doe hereby acknowledge and thereof and of every part and parcell thereof doe clearely and absolutely accquitt and discharge the said John Morecroft his heires executors and assignes for ever by these presents have given granted bargained & sold and doe by these presents give grant bargaine and sell unto him the said John Morecroft his heires and assignes for ever all that the said divident or tract of land so to me granted as aforesaid with all and every the profitts and priviledges emoluments to the same belonging or any wise appertaineing To have and to hold the same dividente or tract of land with all & every the appts to him the said John Morecroft his heires and assignes for ever to the only use and behoofe of him the said John Morecroft his heires and assignes for ever to be holden of the said Lord proprietary for and under the rents and services by the said Oridgonall recited patent reserved and hereafter to become due and payable and I the said Henry Ellery my heires executors and administrators the said divident and tract of land with appurtences before by these presents bargained and sold or hereby intended to be bargained and sold to him the said John Morecroft his heires and assignes against all manner of persons whatsoever shall and will for ever hereafter warrant and defend by these presents And Know yee moreover that I the said Henry Ellery have constituted and in my place put my loveing friend Jenkin Price my true and lawfull attorny for me and in my stead to enter into all and eūy the said premisses with there and

every of there appurtenñcs or into any of them in the name of the whole and peaceable possession and seizin thereof for me and in my name to take and after such possession and seizin thereof taken and had full and peaceable Possession and livery of seizin thereof to the said John Morecroft or his attorney in that behalfe for me and in my name to deliver according to the tenor force forme and effect aboue written rettifiing and by these presents Confirming all and whatsoever my said Attorny shall doe or cause to be done in and about the premisses as fully and effectually as if I my selfe were personaly present In Wittnesse whereof i have sett my hand and seale the last day of february in the 35th yeare of the Dominion of Caecilius &^{c} Liber FF
Annoqꝫ Dom̃ 1666 Henery EE Ellery (Sealed)
his marke

Signed Sealed and
delivered in the p^{r}sents of
James Neale
Edward Savage

On the bacside of the foregoeing Deed was these Following words [p. 570]

Memorandum that quiett and peaceable possession and Livery of Seizin of the tract of land within mencõned was taken by the within named Henery Ellery and by him the said Jenkin Price delivered to William Stevens gent̃ Attorny of the within named John Morecroft according to the forme and effect of the wthin Specified deed to the use and behoofe of the said John Morecroft the third day of February in the yeare of Our Lord 1667

In p^{r}sents of Thomas Phillips
his T P marke
James Weedon

The Court being ended, The Justices doe appoint the next Prouin^{all} Court to be held on the first Twesday in June next being the second day thereof

This bill bindeth me Richard Russell of S^{t} Maries County in the province of Maryland planter my heires executo^{rs} administrators and assignes to pay or cause to be paid unto Fobbe Robberts merch̃tt his heires executors or his certaine attorney the full sum̃e of two thousand three hundred and ninteene pound of good sound leafe tobacco in Caske at or upon the tenth day of November next insueing the date hereof at my now dwelling house in S^{t} Michaels hundred as Wittnesse my hand and seale this 18th Day of February Anno Dom̃ 1667 Richard Russell (Sealed)

Sealed and Delivered
in the presents of
William Williams
his
Thomas X Hopkins
marke

Liber FF One the backside of the abouesaid bill was thus written

More Due upon this bill One hundred and Eighteen pounds of tobacco as Wittnesse my hand this 28th of February 1667

Richard Russell

This bill bindeth me Tho: Burditt of the province of Maryland in the County of Charles my heires executors or assignes to pay or cause to be paid unto Joseph Swet or Bartholomew Cad there heires or assignes the full and Just sum̃e of one thousand three hundred ninty and five pounds of tobacco and Caske to bee paid at nanngemy or at St Maries at or upon the tenth day of October next ensueing as wittnesse my hand this tenth day of April 1663

Wittnesse Samuell Eaton Thomas Burditt
Nathaniell Eaton

[p. 571] This bill bindeth me Philip Calvert Esq of St Maries County in the province of Maryland to pay or cause to be paid unto Fobby Robberts merchant of the same County and province his heires executors admrs or certaine Attorney the full and just sum̃e of five thousand foure hundred twenty and five pounds of good sound merchantable leafe tobacco and Caske to be paid in St Maries County upon all demands and for the further performance of the same I doe binde me my heires executors and admrs firmly by these presents as Wittnesse my hand and seale this tenth of October Anno 1667

Signed sealed and Delivered Philip Calvert (Sealed)
in the presents of us
John Blomfeild
Thomas Jimes
1667

This bill bindeth me Thomas Jimes my Heires Executrs Admrs or assignes to pay or cause to be paid unto Fobbe Roberts Merchant his heires executors admrs or assignes the full and just sum̃e of One thousand two hundred twenty five pounds of good sound merchantable tobacco and Caske according to Act of assembly to be paid in St Michaels hundred in the County of St Maries in the province of Maryland at or upon the 10th day of November next ensueing the Date hereof as Wittnesse my hand and Seale this 15th day of February Año 1667 Tho: Jimes (Sealed)

Signed sealed and Delivered 1667
in the presents of
Marke Bromfeild
Edward EW West
his marke

This bill bindeth me Thomas Ward of St Jeromes in St Maryes County in Maryland my heires executors administrators and assignes to pay or cause to be paid unto fobby Robberts merchant his heires executors administrators or his Certaine Attorney the full and just sume of two thousand seaven hundred and twenty pounds of good sound tobacco in Caske at or upon the tenth day of novemb^{r} next ensueing the Date hereof at my dwelling house at S^{t} Jeromes Creeke as Wittnesse my hand and Seale this 12 day of February Anno Dom̄ 1667 Thomas Ward (Sealed) Liber FF

Sealed and Delivered
in the p^{r}sents of us
Thomas T Wright
his marke
Wiłł W^{ms}

This bill bindeth me Henry Savage of the province of Maryland in the County of S^{t} Maries planter me my heires executors or assignes to pay or cause to be paid unto M^{r} Joseph Swet and M^{r} Bartholomew Cad theire heires executors or assignes the full and Just sum̄e of eleaven hundred and nine pounds of good sound merchantable tobacco and Caske to be paid in S^{t} Michaels hundred at the Lower end of the towne at or upon the tenth day of October next ensueing the Date hereof as Wittnesse my hand this 22 of April 1663

Wittness present his marke
George Marshall Henery X Savage
Fobbe Robarts

[p. 572] This bill bindeth me Robert Corke of the County of S^{t} Maries me my heires executors administrators and assignes to pay or cause to be paid unto fobbe Roberts him his heires or assignes the full and just Sum̄e of foure hundred thirty and One pounds of good sound merchantable Leafe tobacco and Caske to be paid at the lower end of the towne at or by the 10th of november next ensueing the date hereof as wittnesse my hand 1 day of June 1665

his
Testes George Marshall Robert Rc Corke
Edward Leake marke

This bill bindeth me Joseph Hackney of S^{t} Jeromes Creeke in S^{t} Maryes County in Maryland my heires executo^{r} administra^{rs} and assignes to pay or cause to be paid unto Fobbe Robberts merch̄^{t} his heires executors or certaine Attorny the full sum̄e of three hundred Seaventy pounds of good sound tobacco in Caske according to act of assembly at or upon the tenth day of november next ensueing the date hereof at my Dwelling house in S^{t} Jeromes Creeke as Wittnesse my hand and seale this 13th day of February 1667

Sealed and Delivered Joseph Hackney (Sealed)
in the p^{r}sents of us
William Williams

This bill bindeth me James Lyndsey my heires executors and adm^{rs} to pay or cause to be paid unto Bartholomew Cad & Joseph

Liber FF Sweet theire heires executors administrators or assignes the full and just sum̃e of fifteene hundred thirty and Eight pounds of good sound merchantable tobacco and Caske according to act of assembly to be paid upon demand betwene porttobacco and Seader Point as Wittnesse my hand this 6th of April 1663 James Lendsy
Testis Abraham Rowse
1663
Thomas Burditt

This bill bindeth me John Davis me my heires executors or assignes to pay or cause to be paid unto Mr Fobby Roberts him his heires executors & assignes the full and just sum̃e of nine hundred and forty six pounds of good sound merchantable tobacco and Caske to be paid att St Clares in St Maries County to be paid att or upon the tenth day of November next ensueing as Wittnesse my hand this 17th of March in the yeare of Our Lord 1664 John Davis
Testifie William Lucus
Thomas Ward

[p. 573] This bill bindeth me William Lucus of St Jeromes in St Maries County in Maryland my heires executors Administrators and assignes to pay or cause to be paid unto Fobbe Robberts merch̃t his heires executors Administrators or Certaine Attorny the full and Just sum̃e of One thousand seaven hundred twenty pounds of good sound tobacco in Caske at or upon the tenth day of November next ensueing the Date hereof at my now Dwelling house in St Jeromes Creeke as Wittnesse my hand and Seale this 12 day of November Anno Dom̃ 1667 William Lucus (Sealed)
Sealed and Delivered
in the prsents of us
Thomas T Wright
Wiłł Wiłłs

This bill bindeth me Joseph Brough of St Maries County Maryland mee my heires or assignes to pay or cause to be paid unto Fobbe Robberts or to his Certaine attorny his heires executors administrators or assignes the full and just sum̃e of three hundred and twelue pounds of good Tobacco in Caske according to act of assembly to be paid with Conveniency in St Michaels hundred at or upon the tenth day of November next ensueing the date hereof Wittnesse my hand and seale this present twenty fifth day of March Anno Dom̃ 1668
Sealed signed and Delivered Joseph Brough (Sealed)
in the presents of us
John Raynolds
William Asbestone

This bill bindeth me Jeremah Harington of St Maries County in Maryland planter my heires executors administrators and assignes to pay or cause to be paid unto Fobbe Roberts merch̄^{t} his heires executors administrators or his certaine attorney the full and just sum̄e of three hundred seaventy five pounds of good sound tobacco in Caske at or upon the tenth day of November next ensueing the date hereof at my Owne Dwelling house in S^{t} Michaels Hundred as Wittnesse my hand and seale this 19th day of February Annoꝗ Dom̄ 1667/8 Liber FF

his
Sealed and Delivered in Jeremiah IH Harington (sealed)
the presents of us marke
James ꝓ Nuttall
Wiłł Wiłł^{ms}

This bill bindeth me Edward Jolly of S^{t} Maries Count in Maryland plant^{r} my heires executors administrators and assignes to pay or cause to be paid unto Fobby Roberts merch̄^{t} his heires executors administrators or his Certaine Attorney the full and just sume of five hundred Eighty and two pounds of good sound tobbacco in Caske at or upon the tenth day of October next ensueing the Date hereof at my Dwelling house in S^{t} Michaels hundred as Wittness my hand and seale this 14th day of March 1667/8

Sealed and Delivered his
in the p^{r}sents of us Edward E Jolly (Sealed)
Marke Bromfeild marke
Wiłł Wiłł^{ms}

This bill bindeth me Thomas Courtney of S^{t} Maryes County in the province of Maryland me my heires executors Administrators and assignes to pay or cause to be paid unto Fobbe Robberts merch̄^{t} his heires executors Administrators or his Certaine Attorney the full and just sum̄e of Seaven thousand pounds of good sound tobacco in Caske according to act of assembly at or upon the tenth day of November next ensueing the date hereof at my owne dwelling house or some Other convenient place in S^{t} Michaels hundred as Wittnesse my hand and seale this present 19th day of February in the yeare of Our god 1667 Thomas Courtney (Sealed) [p. 574]

Sealed and Delivered
in the presents of us
William Ч Thomas
Wiłł^{m} Wiłł^{ms}

This bill bindeth us Hugh Manninge and Daniel Devine of S^{t} Maryes County in Maryland planters Our heires executors adm^{rs} and assignes to pay or cause to be paid unto Fobby Robberts March̄^{t} his heires executors adm^{rs} and assignes or his Certaine attorney the full and just sum̄e of two thousand fifty and foure pounds of tobacco in Caske according to act of assembly at or upon the tenth day of November next insueing the date hereof at Our dwelling house in

Liber FF St Michaels Hundred as Wittnesse Our hands and seales this prsent 5th Day of March Annoqȝ Dom̄ 1667/8
Sealed and Delivered his
in the prsents of us Hugh + Manninge (Sealed)
his marke
Stephen HS Hancoke Daniel Devine (Sealed)
marke his marke
Wiłł Wiłłms

This bill bindeth me Marke Pheipoe of St Maryes County in maryland my heires executors admrs and assignes to pay or cause to be paid unto Fobbe Roberts merch̄t his heires executrs admrs or his Certaine attorney the full and just sume of three hundred seaventy and seaven pounds of good sound tobacco in Caske at or upon the tenth day of October next ensueing the date hereof att my now dwelling house in St Michaels hundred as Wittnesse my hand and seale this present fifth day of march Annoqȝ Dom̄ 1667
Sealed and Delivered in Marke Pheipoe (sealed)
the presents of us
Bryant Dawly
Wiłł Wiłłms

This bill bindeth me Thomas Hughes of St Maries Count in Maryland Coopr my heires executors admrs and assignes to pay or cause to be paid to Fobbe Robberts Merch̄t his heires executrs or assignes the full and just Sume of Six hundred and eighteene pounds of good sound tobacco in Caske to be paid the tenth day of October next ensueing the date hereof upon summe Convenient plantac̄on in St Michaels hundred In performance of the same I have hereto sett my hand this present 20th day of April 1667
Sealed and Delivered Thomas Hughes (sealed)
in the presents of us
William Asbestone
Wiłł Wiłłms

[p. 575] This bill bindeth me Thomas Doxey of St Maryes County in Maryland planter my heires executors Admrs and assignes to pay or cause to be paid unto Fobbe Robberts his heires executors admrs or his Certaine Attorney the just Sum̄e of three hundred seaventy eight pounds of good sound tobacco in Caske according to act of assembly at or upon the tenth day of November next ensueing the date hereof at my Owne dwelling house in St Michaels hundred as Wittnesse my hand and seale this present 26th day of Feb̄ Annoqȝ Dom̄ 1667/8
Sealed and Delivered his
in the presents of us Thomas Λ Doxey (Sealed)
Marke Bloomfeild marke
Wiłł Wiłłms

This bill bindeth me Elizabeth Greene of S^{t} Maries County in Maryland my heires executors Adm^{rs} and assignes to pay or cause to be paid to Fobbe Robberts merch̃^{t} his heires executo^{rs} adm^{rs} or his Certaine attorney the full sume of One thousand thirty and five pounds of good sound tobacco in Caske according to act of assembly at or upon the tenth day of November next ensueing the date hereof at my now Dwelling house in S^{t} Michaels hundred as Wittnesse my hand and Seale this present fifth day of March Annoq̧ Dom̃ 1667 Liber FF

Sealed and Delivered her
in the presents of us Elizabeth ∞ Greene (sealed)
Joseph Brough marke
Wiłł Wiłł^{ms}

This bill bindeth me Joseph Woodard of S^{t} Maries County in Maryland planter my heires executors adm^{rs} and assignes to pay or cause to be paid unto Fobbe Robberts Merch̃^{t} his heires executors adm^{rs} or his Certaine Attorney the full sum̃e of One thousand foure hundred and forty pounds of good sound tobacco in Caske at or upon the tenth day of November next ensueing the date hereof at my now Dwelling house in S^{t} Michaels Hundred as Wittnesse my hand and seale this Seaventh day of March 1667

Sealed and Delivered in his
the presents of us
Thomas Seamans Joseph ▯ Woodard (Sealed)
Wiłł Wiłł^{ms} marke

This bill bindeth me Henery Penington of S^{t} Jeromes in S^{t} Maries County in Maryland planter my heires executo^{rs} adm^{rs} and assignes to pay or cause to be paid to Fobbe Robberts merchant his heires executo^{rs} adm^{rs} or certaine Attorny the just sum̃e of One thousand fifty and five pounds of good sound merchant^{ble} tobacco in Caske at or upon the tenth day of November next ensueing the date hereof at my Owne Dwelling house in S^{t} Jeromes Creeke in S^{t} Michaels hundred as Wittnesse my hand and seale this [*blank*] day of [*blank*] Annoq̧ Dom̃ 1667 his

Sealed and Delivered Henry O Penington (sealed)
in the presents of us Marke
Thomas T Wright
Wiłł Wiłł^{ms}

This bill bindeth me George Marshall of S^{t} Maryes County in Maryland planter my heires executors adm^{rs} and assignes to pay or Cause to be paid unto Fobbe Robberts merch̃^{t} his heires executors adm^{rs} or assignes or his Certaine Attorney the full and just sum̃e of three hundred sixty and foure pounds of tobacco in Caske according to act of assembly at or upon the tenth day of November next ensueing the date hereof at my now dwelling house in S^{t} Mi- [p. 576]

Liber FF chaels hundred as Wittnesse my hand this 5th day of March Annoꝗ
Dom̄ 1667 George Marshall (Sealed)
Sealed and Delivered
in the presents of us
Constant Daniell
Will^{m} Will^{ms}

This bill bindeth me William Thomas of S^{t} Maryes County in Maryland planter my heires executors adm^{rs} and assignes to pay or cause to be paid unto Fobbe Robberts merch̄^{t} his heires executors adm^{rs} or Certaine attorney the just sume of five thousand five hundred twenty nine pounds of Good sound tobacco in caske at or upon the tenth day of November next ensueing the date hereof at my Owne dwelling house or some Other conveinent place in S^{t} Jeromes Creeke as Wittnesse my hand and Seale this 19th day of February Anno Dom̄ 1667
his
Sealed and Delivered in William ᛋ Thomas (sealed)
the presents of us Marke
Thomas Courtney
Will Will^{ms}

This bill bindeth me William Asbestone of S^{t} Maries County in maryland my heires executors adm^{rs} and assignes to pay or cause to be paid unto Fobbe Robberts merch̄^{t} his heires executors adm^{rs} or his Certaine Attorney the just sume of One thousand nine hundred and fifty two pounds of good merchantable tobacco in Caske to be paid at my Dwelling house in S^{t} Michaels hundred at or upon the tenth day of November next ensueing the date hereof as Wittnesse my hand and seale this 19th day of February Anno Dom 1667
Sealed and Delivered William Asbestone (sealed)
in the presents of us
his
William ᛋ Thomas
marke
Will Will^{ms}

This bill bindeth me Thomas Seamans of S^{t} Maryes County in Maryland planter my heires executors adm^{rs} and assignes to pay or cause to be paid unto Fobbe Roberts his heires executors adm^{rs} or his Certaine Attorney the full sum̄e of two hundred forty one pounds of good sound tobacco in Caske at or upon the tenth day of November next ensueing hereof at some Convenient place in S^{t} Michaels hundred as Wittnesse my hand and seale this fifth day of March 1667
Sealed and Delivered Thomas Seamans (sealed)
in the presents of us
Joseph Brough
Will Will^{ms}

Liber FF [p. 577]

This bill bindeth me William Calvert of St Marys County in Maryland Esqȝ my heires executors admrs and assignes to pay or cause to be paid unto Fobbe Robberts his heires assignes or his Certaine Attorney the full sume of two hundred and ninty foure pounds of good sound tobacco in Caske at or upon the tenth day of November next ensueinge in St Michaels hundred as Wittnesse my hand and seale this 21th day of March Anno 1667

Sealed and Delivered in William Calvert (Sealed)
the presents of us
Henry Finch
Caleb Baker

This bill bindeth me Bryan Dayly of St Maries County in Maryland planter my heires executors Admrs and assignes to pay or Cause to be paid unto Fobbe Roberts or his Certaine attorney his heires executors admrs or assignes the full and just sume of five hundred and ninty pounds of good tobacco in Caske according to act of assembly to be paid at the now dwelling house of the said Bryan Dayly situate in St Michaels hundred at or upon the tenth day of November next ensueing the date hereof as Wittnesse my hand and Seale this 24th day of March Annoqȝ Dom̄ 1667/8

his marke
Sealed and Delivered
in the presents of us Bryan Dayly (Sealed)
Marke Pheypo
Joseph Brough

Know all men by these prsents that I Capt Josias Fendall of Charles County in the province of Maryland am holden and firmly bounden unto Fobbe Robberts of St Maries County gent̄ the full and just quantyty of one thousand Eight hundred forty foure pounds of good sound merchantable tobacco in caske To be paid to the said Fobbe or to his certaine Attorney his executors admrs or assignes at some Convenient place in Charles County or convenient in St Maries County on or upon the tenth day of October next ensueing the date hereof To the which payment well and truly to be made I binde my selfe my heires executors and admrs firmly by these prsents Sealed with my Seale and dated the twelfth day of February in the xxxvith yeare of the Dominion of Caecilius &c Annoqȝ Dom̄ One thousand six hundred sixty seaven Josias Fendall (Sealed)

Sealed and Delivered
in the presents of us
Joseph Brough
Richard Moy

This bill bindeth me Lodwicke Martin of St Jeromes in St Maries County in Maryland planter my heires executors administrators and assignes to pay or cause to be paid unto Fobbe Roberts mercht his heires executors admrs or his Certaine attorney the full and just sume

Liber FF of Eight hundred and seaven pounds of good sound merchtble tobacco in Caske at or upon the tenth day of November next ensueing the date hereof in St Jeromes Creek in St Michaels hundred as Wittnesse my hand and seale this present 20th day of [*blank*] Anno Dom̃ 1667

Sealed and Delivered his
in the presents of us Lodwicke **L M** Martin (Sealed)
Wiłł Wiłłms marke
hir
Hanah **H** Acheson
marke

[p. 578]
This bill being paid it is void upon record

This bill bindeth me Thomas Wright of St Jeromes in St Maries County in maryland planter my heires executors admrs and assignes to pay or Cause to be paid unto Fobbe Roberts merch̄t his heires executors admrs or his Certaine Attorney the full and Just sume of One thousand six hundred and fourteene pounds of good sound tobacco in Caske at or upon the tenth day of November next at my now dwelling house in St Jeromes Creeke as Wittnesse my hand and Seale this 20th day of March 1667/8 his

Sealed and Delivered in Thomas **T** Wright (sealed)
the presents of us marked
Thomas Ward
Wiłł Wiłłms

This bill bindeth me John Reynolds of St Maries County in Maryland planter me my heires or assignes to pay or Cause to be paid to Fobbe Roberts or to his Certaine Attorney his heires executors admrs or assignes the full and just sum̃e of three hundred sixty Eight pounds of good tobacco in Caske according to Act of assembly to be paid with Conveniency in St Michaels hundred at or upon the tenth day of November next ensueing the date hereof as Wittnesse my hand and seale this present twenty fifth day of March Annoqꝫ Dom̃ 1668

Sealed and Delivered in John Raynolds (sealed)
the presents of us
William Asbestone
Joseph Brough

Wheres Thomas Gerard of St Clements Mannor in St Maries County in the province of Maryland Esqꝫ have bargained with and Sold unto Edward Conery of the same County planter one tract or parcell of Land Sittuate Lying and being in St Maries County aforesaid as by Indenture beareing Date the 26th of October 1666 Doth more fully and plainly appeare being laid out for two hundred and twenty Acres be it More or lesse Now therefore these may Certyfy all persons whome in may Concerne that I Susanna Gerard Wife of the abouesaid Thomas Gerard Esqꝫ doe freely and voluntaryly without any threatening Mennacinge or Or by any manner of Way forceing Acknowledg the saile of the said Land to be good and doe freely Give my Consent thereto Wittnesse my hand the 18th day of October 1667 Susanna Gerard Liber FF

Wittnesse Robert Slye
Richard Upgate

This Indenture made the twenty six day of October in the yeare of Our Lord one thousand six hundred sixty and six betweene Thomas Gerard of St Clements Mannor Esq of the one party and Edward Connery of the Other party Wittnesseth that the said Thomas Gerard hath for a valuable Consideracōn Bargained and sold and by these prsents Doth bargaine and sell unto the said Edward Connery One parcell of Land Bounded as Followeth Begining at a read Oake with nine notches standing nere to the mouth of St patricks Creeke from thence to a white Oake standing att the head of a branch of St patricks Creeke which is Mr Shankes bound tree, soe Runing by Robert Coopes land And Gerritt Breedinge Land and Mr Foxhalls Land unto the red Oake where was first begunn Containeing by Estemacōn two hundred and twenty acres be it more or lesse Situate lying and being in the province of Maryland with free ingresse egresse and regresse for Hoggs and Cattell and likwise free liberty or Hunting Hawking fishing and fowling as also to fell trees and dray away timber for the use of the said Connery To have and to hold the said two hundred & twenty Acres of Land with all priviledges profitts and Comodities unto him the said Edward Connery his heires or assignes for ever, Yeilding and paying yearely and eūy yeare unto him the said Thomas Gerard his heires or assignes One Barill of Sound Indian Corne or tenn shillings Sterling or One hundred pounds of Good tobacco and two Capons or a turkey hen forty dayes before or after Christmass at the Mannor House of St Clements aforesaid and there to appeare upon Sum̄ons to doe homage and Service at all Court Leets and Court Barons that may or shall be Held upon the said mannor according to the usuall Custome of England or the law of this province, And the said Thomas Gerard doth binde himselfe his heires executors and admrs and assignes to warrant defend and maintaine the said Bargaine and saile of the abouesaid land unto the said Edward Connery his heires executors admrs and assignes from all Just Claimes and titles to be made by any person or persons whatsoever, In Testimony whereof the parties aboue named to these prsent Indentures interchangably have sett there hands and seales the day and yeare aboue written, The abouesaid Land held of St Clements Mannor [p. 579]

Thomas Gerard (Sealed)

Signed Sealed and Delivered in the
prsents of us with possession given
with turfe and twigg
the marke of
Edward H Ransdell
James Edmonds

Liber FF The 16th of February 1670 Came the abovesd Thomas Gerard Esqꝫ & acknowledged hee in open Cort the lease abovewritten to be his Act & Deed Robert Ridgely Cler̄ Cur Prouinc̄

July this 21th 1664

These presents Wittnesseth that I Martin Kerke doe hereby give unto Mary Littleworth One Heifer goeing by the name of Cole being Marked with a crop on the left eare and a slitt on the Right eare and an under Keele Goeing upon the plantac̄on I now live upon and doe for me my heires or assignes warrant the same unto Mary Littleworth her heires or assignes peaceably to enjoy the abouesd heifer and increase of female Cattell for ever as Wittnesse my hand this 21 of July 1664 the marke of

Marting M K Kerke

Teste Richard Moy

his
James IL Lewis
Marke

[p. 580] This Indenture Made the forth day of November in the yeare of Our Lord god one thousand six hundred sixty two Betweene William Calvert of St Maries in the County of St Maries Esqꝫ of the one party and Martin Kerke in the Mannor of St Gabriell in the said County of St Maries on the other p̄ty Wittnesseth that the said William Calvert for divers good Causes and Considerac̄ons him thereunto especially moueing Hath for ever sold demissed granted and to fearme letten and by these presents doth for ever sell demisse grant and to fearme lett to him the said Martin Kerke his heires executors admrs and assignes all that his tenement or plantac̄on Comonly Called and Knowne by the name of Kerkes plantac̄on Begining at a marked Oake standing by the percimon Marsh bounding on the North with a line drawne East from the said Oake for the length of Sixty perches to a marked hickory on the East with a line Drawne South South East from the end of the former line to a marked small hickory from thence with a line drawne west for the length of fifteene perches to a crooked pockicory standing nere the creeke side on the south and west with pine neck creeke Containeing and now laid Out for fifty Acres more or lesse with apputen̄n̄cs and houses ediffices building tobacco houses and all Out houses and gardens thereunto belonging To haue and to hold unto him the said Martin Kerke his heires executors administrators and assignes all and singular the premisses with the appurten̄n̄cs for ever Yeilding and thereout yearely paying unto the said William Calvert his heires executors admrs or assignes One barill and a halfe of Corne and three poultrey at or by the tenth of November at the manson house of the said William Calvert in Calverts rest and One barill of Corne for herriott and in Case the said yearely rent be behinde and unpaid within tenn dayes before or after the said time of payment that then it shall and may be lawfull to and for the said William Calvert his heires executo^{rs} adm^{rs} or assignes to distraine upon the premisses and for want of a suffitient distress there to be found to renter and the same to hold and enjoy as his or there former estate And the said William Calvert doth further binde himselfe his heires executo^{rs} adm^{rs} to warrant and defend the premisses from all just Claimes whatsoever Provided that the said Martin Kerke his heires executors adm^{rs} or assignes do answer to all Courts that shall or may be held in the manno^{r} of S^{t} Gabriells In Wittnesse whereof the said parties have to these Indentures interchangably sett there hands and seales the day and yeare aboue Written Liber FF

Signed sealed and Delivered William Calvert (sealed)
in the presents of us
Robert **R** King
his marke
Mathew Stone

This Indenture made the third day of October in the yeare of Our Lord god One thousand six hundred sixty One betweene William Calvert of S^{t} Maries in the County of S^{t} Maries esqꝫ of the one party and Thomas and Henry Potter in the manno^{r} of S^{t} Gabriels in the said County of S^{t} Maries of the other party Wittnesseth that the said William Calvert for divers good Causes and Considerac̄ons him thereunto Especially moueing hath sold demissed Granted and to farme Letten and by these presents doth sell demise and Grant to the said Thomas and Henry potter theire heires Executo^{rs} adm^{rs} and [p. 581] assignes for ever All that his Tenement or plantac̄on Com̄only Knowne and Called by the name of (potters plantac̄on) Begining at a marked Oake standing by a percimon march and runing west and by north by the Creeke side for the length of One hundred perches to a marked pockicory standing by the Creeke side nere the fence that devideth the Land of John Biscoe from the said plantac̄on bounding on the west and north with a line drawne north East from the said pockicory for the length of two hundred and twenty perches to a marked white Oake standing by Phaepoes Path on the East and south with a line drawne south East from the end of the former line to a marked Gumm and a line drawne south west from the said gum̄ to the first marked Oake at the percimon marsh Containeing and now laid Out for one hundred and ninty Acres more or lesse: with appurtan̄ces And all houses Edeffices buildings tobacco houses and all Out houses Orchards and gardings thereunto belonging To have and to hold unto them the said Thomas and Henry potter there heires execut^{rs} adm^{rs} and assignes all and singular the premisses with the appurten̄ncs for ever Yeilding and thereout yearely paying unto the said William Calvert his heires execu^{rs} adm^{rs} or assignes at the mansion house of the said William Calvert in Calverts rest two henns

Liber FF or Capons yearely and one barrill of Corne for herriott and upon none payment of the said rent yearely: it shall and may be lawfull to and for the said William Calvert his heires executo^{rs} adm^{rs} or assignes to distraine upon the premisses and for want of siffitient distresse there to be found to reenter and the same to hold and injoy as his or there former Estate And the said William Calvert doth hereby binde himselfe his heires executors adm^{rs} and assignes to warrant and defend the premisses with appurtenñcs unto the said Thomas & Henry potter there heires executors adm^{rs} or assignes from all just Claimes whatsoever provided that the said Thomas and Henry potter theire heires executors adm^{rs} or assignes doe answer to all Courts that shall or may be held in the manno^{r} of S^{t} Gabryells aforesaid In Wittnesse whereof the said parties have to theis Indentures Interchangably put there hands and seales the day and yeare first aboue Written William Calvert (sealed)

Signed Sealed and Delivered
in the presents of us
the marke of
James IL Lewis
the marke of
Thomas Λ Doxey

Bee it Knowne unto all men by these p^{r}sents that Whereas I Walter Dunch of London mariner haveing bought of John Horne of London a parcell of Land Situate lying and being upon the south side of Choptanck River in the province of Maryland the said Land being Knowne by the name of Horne as by the patent for the said Land beareing date the 17th of January Anno 1659 and remaineing upon record of the said province may appeare as also by Deed of Sale from the said Horne and Elizabeth his wife unto me the said Walter Dunch dated the 13th of June Anno 1664 And acknowledged before the Hon^{ble} the Lord proprietary at London which said Land by me the said Walter Dunch soe purchased as aforesaid I doe by these presents as aforesaid for and in Consideracōn of three bills of exchange by me Received of Richard prestone of putuxent in Maryland planter All of one tenor and date for the payment of one hundred and forty pounds Sterling have granted Aliened bargained sold assigned and sett Over unto the said Richard preston the fore mentioned patent and Deed of Sale with the land and premisses therein Granted and sold as aforesaid and alsoe all the Estate right title Intrest benefitt profitt property Claime and Demand whatsoever which I the said Walter Dunch might should or ought to have of in or to the said land or other the premisses or of in and to the said land or any part or parcell thereof by power vertue or meanes of the said patent or deed of sale or otherwise howsoever To have hold and enjoy the said Land and all and singuler other the premisses in and by these

presents ment and intended to be granted Alienated bargained Sold Liber FF
Assigned and sett Over and every part and parcell thereof with
there and every of there and every of there appurnñcs unto the [p. 582]
said Richard preston and his heires execut^{rs} adm^{rs} or assignes from henceforth for ever In as Large and ample manner to all intents and purposes as I the said Walter Dunch my heires executors or assignes may might or ought to have hold and enjoy the same by force and vertue of the aforesaid patent and Deed of sale or by any other wayes or meanes whatsoever And also I the said Walter Dunch Doth binde myselfe my heires or assignes to warrant and save harmlesse the said Preston his heires or assignes from any payment or claime for rent or arreares of rent of or from the Lord Proprietary untill Michaellmas last or of or from the proprietary or his heires or from any Other person or persons whatsoever In Wittnesse whereof I the said Walter Dunch have hereunto sett my hand and seale this third day of April Anno One thousand six hundred sixty Eight

Signed Sealed and Delivered Walter Dunch (sealed)
in the presents of us
John Dunch
Samuell Withers
Richard Hill
James Husbands

Acknowledged the 6th day of April 1668 to be the Right of the aboue menc̄oned Richard Preston and his heires forever by the abouesaid Walter Dunch before mee Charles Calvert

To all xpian people to whom these presents shall come Greeting &c Know yee that I Henry Downes of the Count of Kent in the province of Maryland with the advice and Consent of Bredgett my wife for and in Considerac̄on of two thousand and foure hundred pounds of good sound merchantable tobacco and Caske to them in hand paid before the sealeing and delivery hereof by Obadiah Judgkins of the County of Talbott within the said province the receipt whereof they doe hereby acknowledge and thereof and every part and parcell thereof doe accquitt and Discharge the said Obadiah Judgkins his heires and assignes Have given Granted bargained and sold and by these p^{r}sents doe fully clearely and absolutely give grant bargaine and sell unto th^{e} said Obadiah Judgkins his heires and assignes for ever One parcell or tract of land Situate lying and being in Baltemore County and in a river within the said County Called elke river and granted by patent to the said Downes by the name of Hay Downe Containeing according to the said pattent three hundred Acres be it more or lesse To have and to hold the said Land unto the aforesaid Obediah Judgkins his heires and assignes for ever with all Rights priviledges profitts and appurtenñcs thereunto belonging or in any wise appertaineing and they the said Henry Downes and Bredgett his

Liber FF wife doe for themselves there heires executo^{rs} and every of them Covenant and grant to & with the said Obediah Judgkins his heires and assignes by these presents that they the said Henry Downes and Bredgett his wife at the time of the Sealeing and delivery hereof have good Right full power and full Authority to give grant bargaine and sell the said three hundred Acres of Land with all the Rights priviledges and appurtenances there unto belonging unto the said Obediah Judgkins his heires and assignes and that the said Obediah Judgkins his heires and assignes shall and may peaceably and Quiettly have hold and enjoy the before bargained premisses
[p. 583] freed and accquitted from and of all former bargaines Sales Leaces Joyntures Dowries troubles & incumbrances And lastly they the said Henry Downes and Bridgett his wife doe for themselves there heires executo^{rs} and adm^{rs} and assignes by these presents that they the said Henry Downes and Bridgett his wife there heires and assignes the said three hundred acres of Land before bargained and sold or by these presents intended to be sold with all the appurtenn̄cs before menc̄oned unto the said Obediah Judgkins his heires and assignes against all persons doe warrant and will for ever defend by these presents In Wittnesse whereof the said Henry Downes and Bridgett his wife have hereunto sett there hands and seales this 28th day of January in the yeare of our Lord god 1667 &c

Signed Sealed and Delivered Henery Downes (sealed)
in the presents of the marke of
5 sides Thomas Linsteed Bridgett B D Downes (sealed)
William W Morgan
his marke

Acknowledged in Kent Court and Ordered to be recorded Teste
Toby Wells Cler̄

Know all men by these p^{r}sents that whereas Robert Jones planter bound for England in the shipp King Fisher Richard Covell M^{r} wee whose names are und^{r} written doe ingage Our selves by these presents to secure and save harmlesse the abouesaid Richard Covell from all debts dewes and demands that may be justly due from the said Jones to any person or persons within the province of Maryland as Wittnesse Our hands and seales this thirtenth day of April One thousand six hundred sixty and Eight Henry Hyde
Signed and Delivered W^{m} Hatton
in the presents of us Francis Hill
Thomas perce
Leonard Jones

Know all men by these presents that Whereas Robert Whittle Cooper bound for England in the shipp King Fisher Richard Covell M^{r} we whose names are under written doe ingage Our selves by these presents to Secure and save harmless to aboue said Richard Covell from all debts dues and demands that may be justly due from the said Whittle To any person or persons in the province of Maryland as Wittnesse Our hands and seales this Eightenth day of march One thousand six hundred sixty and seaven Liber FF

William Parker
Samson Waring
Yeonge Whittle

Teste Samuell Thompson
John Cobreath
the marke of
Francis Hutchins

A list of bills due unto Fobbe Roberts within the province of maryland

	℔ tobacco	
Joseph Hackney bill	0370	
Thomas ward per bill	2720	
Lodowick Martin p̄ bill	0807	
Thomas Wright p̄ bill	1614	
Henry Penington p̄ bill	1055	
Mr Lucus p̄ bill	1720	
Thomas Innis p̄ bill	1225	
Richard Russell p̄ bill	2319	
William Asbestone p̄ bill	1952	
Thomas Seamans p̄ bill	0241	[p. 584]
George Marshall p̄ bill	0364	
Joseph Woodard p̄ bill	1440	
Thomas Hughes p̄ bill	0618	
Elizabeth Greene p̄ bill	1035	
Joseph Brough p̄ bill	0312	
Thomas Doxey p̄ bill	0378	
Bryant Dawly p̄ bill	0590	
Marke Pheopo p̄ bill	0377	
Hugh & Daniel p̄ bill	2054	
Esq̧ Calvert p̄ bill	0294	
Edward Jolley p̄ bill	0582	
John Reynolds p̄ bill	0368	
Jeremy Harington p̄ bill	0375	
Wm Thomas p̄ bill	5529	
Geore Raynolds p̄ bill	0666	
Tho: Burditt p̄ bill	1395	
John Hawkins p̄ bill	0476	
Thomas Courtnye p̄ bill	7000	
Philip Calvert p̄ bill	5425	
John Davis bill for	0986	
Robert Corke bill for	0431	
Henery Salvage bill for	1109	
Joseph Eddley bill for	1537	

Liber FF

Thomas Ashbrooke bill for	0495
Samuell Bougham bill for	0129
Samuell Prickloue bill for porke	0229
Richard Stone bill for porke	0110
Capt Fendall bill for........1844	1844
James Lindsey bill for	1538

Received by me Thomas Courtny of S^t^ Maries County in th province of Maryland planter of Fobbe Roberts of the County and province aforesaid merchant thirty nine bill of Tobacco debts which bills are here written and withall a receipt of John Browne for two bills more One of John Vanheecks for three thousand seaven hundred seaventy one pounds of tobacco and One more of Thomas Hoockers for One thousand One hundred fifty two pounds of tobacco I say received by me This 15th day of aprill 1668 Thomas Courtney

before Signed there is One receipt more
from John Browne for two hundred
and thirteene pounds of Tobacco
Wittnesse Richard Moy
Daniel DC Clocker
his marke

[p. 585] Caecilius Absolute Lord and proprietary of the provinces of Maryland and Avalon Lord Barron of Baltemore &c To all p̄sons to whom these presents shall come Greeting in Our Lord God Everlasting Know yee that whereas the Ketch Hope of the Collony of new England in these parts of America whereof William Gard was Master and from the said Collony hither to Our said province of Maryland did come and arrive in the month of March in the yeare of Our Lord God One thousand six hund sixty Six with instructions to trade and com̄erce And whereas Wee being informed by William Calvert Esqꝫ Our Attorney Generall for Our said province that the said Vessell was Lyable to forfiture upon the breach of a certaine Act of parliment of King Charles the second that now is begun at Westminster the Eight day of May One thousand six hundred sixty one in the thirtenth yeare of his Raigne and there Continued till the ninetenth day of May in the fourtenth yeare of his Ma^{ties} Raigne and then prorogued to the eightenth day of February then next following and there Continued till the twenty seaventh day of July in the fiftenth yeare of his Ma^{ties} Raigne and then prorogued to the Sixtenth day of March then next following it Stands inacted by the Authority of the said parliament as followeth (vizt) And for the better preven̄con of fraudes Be it enacted And it is hereby enacted that from and after the five and twentith day of March One thousand six hundred sixty foure every person or persons importing by Land any Goods or Com̄odities whatsoever into any the Said Lands, Islands Plantac̄ons Collonyes Territoryes or places shall deliver to the

Liber FF

Governour of such Land Island Plantac̃on Collony Territory or place or to such person or officers as shall be by him thereunto Authorized and appointed within foure and twenty hours after Such importac̃on his and there names and Surnames and a true inventory and perticular of all such goods and Com̃odities And noe shipp or Vessell comeing to any such Land Island Plantac̃on Collony Territory or place shall lade or unlade any Good or Com̃odities whatsoever untill the Master or Comander of Such shipp or Vessell shall first have made Knowne to the Governour of such Land Island plantac̃on Collony Territory or place or Such Other person or Officer as shall be by him thereunto Authorized and appointed the Arrivall of the said shipp or Vessell w^th^ her name and the name and surname of her Master or Comander and have showne to him that she is an English built shipp or made good by produceing such Certifficate as aforesaid that she is a shipp or Vessell Bona fide belonging to England Wales or the towne of Berwick and navigated with an English Master and the three forth parts of the Marriners at least Englishmen and have delivered to Such Governour or Other person or officer a true and perfect inventary or invoyce of her ladeing together with the place or places in which the said goods were laden or take into the said shipp or Vessell under the paine of the losse of the said shippe or Vessell with all her Gunns Amunition tackle furniture and apparill and of all such goods of the growth production manufacter of Europe as were not Bona fide laden and taken in in England Wales or the towne of Berwick to be recovered and devided in manner aforesaid upon which informac̃on to us read wee being Willing in that behalfe justice to doe in Compliance with the Lawes aforesaid did at Our Speciall Court held at Mattapenny in Our said Province On the nintenth day of March and in the aforesaid yeare of Our Lord One thousand six hundred sixty six the said informac̃on cause to be exhibited and upon hereing all parties as well on the behalfe of the said Vessell and owners as of the informer and viewing well the Lawes in Such cases made and provided and all evidences thereunto relateing the Vessell aforesaid with all her tackle furniture Amunition and apparrell Our Judges of Our said Court did find prizeable and Condemnable and then and there according to the Law her the said Vessell did Condemne as forfeited to us by Our royall priviledges of Our said province by virtue of which Judgment and Condemnac̃on Wee the said Vessell have seized into Our hands now rideing at Anchor in putuxent River in Our said province Wee therefore haveing of Robert Morris of London merchant a valuable Considerac̃on allready received before our publication or ensealeing hereof have given granted bargained and sold and by these presents doe give grant bargaine and sell deliver and Confirme unto the said Robert Morris the said Ketch called the Hope late belonging to new England abouesaid Burthen Sixteene tunns or thereaboutes with

Liber FF all and all manner of masts Yards Sayles ropes tackle and apparrell whatsoever to her belonging or any wise appertaineing To have and to hold the said Vessell and all Other and singuler the said premisses hereby Bargained and sold or menconed to be sold and every part and parcell thereof with the appurtennncs unto the said Robert Morris his Executors adm^rs^ or assignes to his and there Owne Proper use and behoofe for ever And Wee doe hereby for Our selves Our heires [p. 586] and successors as his or there proper goods and Chattells and doe covenant promise and agree to and with the said Robert Morris his executo^rs^ adm^rs^ and assignes by these presents that one the day of the date hereof and at the time of the Delivery hereof Wee have full power Lawfull Right and Authority to give grant bargaine and sell deliver and Confirme the said Vessell and premisses hereby bargained and sold unto the said Robert Morris his heires executo^rs^ adm^rs^ or assignes in Manner & forme aforesaid And that Wee Our heires and successors will warrant acquitt and save harmlesse the said Robert Morris his executo^rs^ adm^rs^ or assignes of and from all persons whatsoever the Damage of the seas with fire enemies men of warre restraint of princes States and majestrates Only Excepted Given at S^t^ Maries under Our Greate seale of Our said Province of Maryland the thirtenth day of april in the six and thirtith yeare of Our Dominion Ouer Our said province Annoq Dom One thousand six hundred sixty Eight Wittnesse Charles Calvert Esq Our Leiftenn^t^ Generall and Cheife Governour and Cheife justice of Our said Province of Maryland Charles Calvert (sealed)

April 5^th^ John Hoskins of S^t^ Maries County desires the marke of his Cattell and hoggs may be recorded (vizt) two Cropps and two holes in both eares two slitts in the left eare and One slit in the right

Know all men by these Presents that I Thomas Pope of the Citty of Bristoll merchant have made assigned and Ordained authorized appointed deputed and in my place and steed by these presents haue put and constituted my Loueing Brother Michael Pope of the Citty of Bristoll merchant my true and lawfull attorney for mee and in my name and stead and to and for my Only proper use and behofe to aske demand and levie sue for recover and receive of and from the executors or administrators of Robert Steevnes late of petuxent in Maryland Deceased and of any other person or persons whatsoever whom it shall or may Concerne inhabiting resideing or abideing in virginia or Maryland All and every such sume and sumes of mony debts goods Tobaccos Wares merchandizes dues & demands whatsoever which are Or shall be due Oweing Or belonging or from me are detained by the said executors or adm^rs^ or any of the said person or persons made and contracted betweene me and the said Robert Steevens in his life time Or any of the said pson or persons whether

Liber FF

the same be due by bill bond Booke accompt or by any Other waies or meanes howsoever Or for any matter or cause whatsoever And also for me and in my name and steed to Call to accompt and recconing for all Such debts or any writeings touching the same the said execut^{rs} or adm^{rs} or any of the said p̄son or p̄sons And to take receive and place the same accompts and Debts as he my Said attorney shall think fitt giveing and by these presents Granting unto my Said attorney my full power good Right and lawfull authority in the premisses the said executo^{rs} or adm^{rs} or any of the said p̄son Or p̄sons there goods or Chattells to sue arrest atatch declare impleade Condemne and imprison and Out of prison againe to deliver or cause to [p. 587] be delivered and also to make any Composission touching the premisses And after the receipt thereof Or Composission made as aforesaid accquittances or Other lawfull discharges for the same so received or compounded for me and in my name and Steed to make Seale and deliver as my act and deed Attorney also Or Attorneyes One Or more under him to make and substitute and the same againe at pleasure to revocke and generally to doe execute performe fullfill and finish all and whatsoever shall be needfull Or nessessary to be done in Or aboute the premisses in as larg and ample manner and forme as if I ware personably present or the doer thereof rattifying confirming and allowing all and whatsoever my Said attorney shall doe cause or procure to be don in the premisses by virtue of these presents to be as good and effectuall in the Law as if I had done the same in my Owne person In Wittnesse whereof I have hereunto sett my hand and seale the five and twentith day of October Anno R̄ K̄ Caro^{ls} Secōd^{s} nunc Angl̄ &^{c} Decimo novo Annoꝙ Dom̄ 1667

Sealed and Delivered in the Thomas Pope (Sealed)
presents of
Richard Pell serv^{t} to
Thomas Hartwell No^{ry} pub^{iq}
William Nicklas
John Rogers

March 23d 1667 Then Came Peter Roberts of s^{t} marys County and desires the Mark of his Cattle may be recorded (uizt) Each Eare Cropt and a slitt in Each Cropp and underkeel'd and Ouerkeell'd on the left Eare

March 22th 1667 Came Richard Edelen of s^{t} marys County and desires th^{e} marke of his Cattle may be recorded (uizt) two slitts in the right Eare and Cropt in the left, underkeel'd and Ouer keel'd and a Cropp

February 20th Came William Thomas of s^{t} marys County and desires the mark of his Cattle may be recorded (uizt) cropt & underkeel'd on the right Eare and Cropt and slitt on th^{e} left

Liber FF Command Luke Gardner gent̄ that justly &c he keepe w^th Robert Macklyn of S^t Maries County Carpenter th^e Covenant &c of One hundred acres of land lying on th^e East side of wickliffes creeke in S^t Georges river in the afores^d County Rob^t Slye

[p. 588] And the agreement is such That the said Luke Gardner have acknowledged the aforesaid one hundred acres of land to be the Right of the afore Said Robert Macklyn as theis with the said Robert Macklyn hath of the Guift of the said Luke Gardner and the same he hath remised and quitt claymed from him the said Luke Gardner and his heires to the said Robert and his heires for ever And further the said Luke Gardner have granted for him and the heires of the said Gardner that he will warrant to the said Robert and his heires the afores^d one hundred acres of land with the Appurtenances ag^t him the said luke Gardner and the heires of the said Gardner for ever And for this Remise Release and Quitt clayme the aforesaid Robert Macklyn hath given to the aforesaid luke Gardner the Sum̄e of Three thousand Five hundred pounds of Tobacco in Caske

Luke Gardner
Elizabeth Gardner

Acknowledged in Court the first Twesday in August One thowsand six hundred Sixty and Five Teste me Walter Hall

[p. 589] Wee Robert Macklyn and Margaret my wife Doe assigne over all our Right Title and Interest of the within Menc̄oned one hundred Acres of land unto Gerrett Van Sweringen his heires and assignes for ever As wittnes our hands this Tenth Day of February One Thowsand six hundred Sixty and Seaven

his m̄ke
Signed & deliũed Robert **M** Macklyn
Teste Marmaduke Semme Signũ
Peter Evers Margarett Macklyn

On the backe side of the aforesaid Fyne and Concord was the abovesaid Assignment Written

[p. 590] This Indenture made the Eleaventh day of May in the sixe and thirtyeth yeare of the Dominion of Caecilius Absolute Lord and Proprietary of the Provinces of Maryland and Avalon lord Bar̄on of Baltemore Betweene Thomas Taylor of Patuxent in the County of Calvert in the said Province of Maryland gentlem^n of the one part and the Right honor^ble Charles Calvert Esqꝫ Leivtennant Generall and cheife Governo̅r of the said Province of Maryland of the other part wittnesseth That the said Thomas Taylor for and in considerac̄on of fifteene thousand pounds of tobacco in hand well and truly paid by the said Charles Calvert before the Ensealeing and Delivery hereof the receipt whereof he the said Thomas Taylor Doth by theis p̄nts acknowledge and thereof and of every part thereof doth cleerly acquitt and Discharge the said Charles Calvert his heires Executo^rs and

Administrators and every of them by theis p̃nts Hath Granted bargayned Sold Alienated Enfeoffed and confirmed And by theis p̃nts Doth grant bargaine Sell Alien Enfeoff and confirme unto the said Charles Calvert his heires and assignes All that parcell of land lying in the County of Calvert aforesaid being part of a Devident of Land called Little Elton head Mannour being now in the Tenure or Occupac̄on of him the said Thomas Taylor his assignee or Assignes the boundaries of which said parcell of land are as follow (vizt) bounded on the Northeast by a lyne Drawne within the said Mannour from a m̃ked oke upon a banck of Chesepiacke bay and running from the s^{d} oke by a South west Course for the lenght of five hundred sixty and two perches to a Marsh called Taylors Marsh bounded on th^{e} [p. 591] South west by the Marsh bounded on the South east by Chesepiacke bay from the mouth of the said Taylors Marsh unto Caedar point and bounded on the North East by the said Chesepiacke bay from Ceadar point to the first Marked oke Conteyning by estimac̄on Sixe hundred acres more or lesse Together with all houses Edifices buildings Woods under Woods timber trees growing standing or being thereon with all profitts wayes passages water courses whatsoever to the same belonging or in any wise apperteyning To have and to hold th^{e} said parcell of land and all and every the aforesaid bargained premisses with their and every of their Appurtenñces unto the said Charles Calvert his heires and assignes for ever To th^{e} only proper use and behoofe of him the s^{d} Charles Calvert his heires and assignes for ever And the said Thomas Taylor (Doth by theis p̃nts further Covenant & grant) and his heires the said parcell of land and other the above Demised premises with the Appurtenances unto him the said Charles Calvert and his heires and assignes against him the said Thomas Taylor and Frances his wife and the heires and assigñs of the said Thomas Taylor and against all and every other person and persons lawfully clayming by from or under them or either or any of them shall and will warrant and for ever defend by theis p̃nts And the s^{d} Thomas Taylor doth by theis p̃nts further covenant and grant for himselfe his heires executo^{rs} and Administrators to and with the said Charles Calvert his heires and assignes that he the s^{d} Thomas Taylor and Frances his wife and all other person and person now haveing or lawfully claiming or which att any tyme or tymes hereafter shall or may have or lawfully clayme any lawfull Estate Right title or interest of in or to the said bargayned premisses or any part thereof from by or under them either or any of them shall and will from tyme to tyme and att all tymes hereafter during the terme [p. 592] of Seaven yeares next ensueing the Date hereof att and upon the reasonable request or requests and att the only proper costs and charges in the law of the said Charles Calvert and his heires and assignes Doe execute and acknowledge and make or cause to be done executed acknowledged or made all and eũy such further lawfull reasonable

Liber FF

Liber FF act & acts thing & things Device and Devices Conveyances & asureances in th^{e} law w^{t}soever for th^{e} further & better assureance & sure makeing of all and singuler th^{e} premisses with th^{e} Appurtennances to th^{e} s^{d} Charles Calvert his heires & assignes for eũ Be itt by fine Feoffm^{t} release with confirmac̄on Fine or Fines Deed or Deeds inrolled or not inrolled the inrollm^{t} of theis presents or other wise or by any other waies or meanes as by the said Charles Calvert his heires or assignes or his or their Councell learned in the law shall be reasonably advised devised or required In wittnes whereof the partyes first above written to theis present Indentures their hands & Seales either to other interchangeably have put yeoven the Day & yeare first above Written
Thomas Taylor
Frances Taylor

Sealed & Deliũed & full & peaceable possession & Seizin of the within parcell of land menc̄oned with th^{e} appurtenn̄ces was given & deliũed by th^{e} wthin named Thomas Taylor to the within named Charles Calvert according to th^{e} forme & effect of th^{e} within written Deed this Eleaventh Day of May one thousand six hund^{d} sixty eight
In the Presence of
Wil̄l̄ Calvert
Daniel Jenifer

[p. 593] Whereas there is a c̄teyne Paire of Indentures interchangeablely made Sealed & Deliũed by Charles Calvert Esqꝫ of the one part & Thomas Taylor gent̄ of th^{e} other part in the p̄nce of William Calvert Esqꝫ & Daniell Jenifer wittnesses there unto & both bearing Date even with theis p̄nts wherein the said Thomas Taylor hath demised bargayned and Sould unto the said Calvert one parcell of land conteyning Sixe hundred acres or there abouts being part or parcell of the land which the said Taylor now liveth upon and called Eltonhead Mannor as by the said Indentures relac̄on being thereunto had more fully doth appeare now know all persons by theis p̄nts that by the consent of all parties it is fully agreed upon & concluded that what fresh ponds or other ponds whatsoever that are Adjacent and belong to the s^{d} six hundred acres of land or to any part thereof are Free to be fish'd and fowl'd in by either party or by either of their heires or Assignes without any lett or molestac̄on by from or under them or either of them or either of their heires Executors Adm^{rs} or assign's In wittnes whereof the parties above named have Sett to their hands & Seales this Eleaventh Day of May in the Sixe and thirtyeth yeare of the Dominion of Caecilius &c annoqꝫ Dm̄ one thousand six hund^{d} sixty eight
Charles Calvert
(seale)
Sealed & deliũed aft̄ th^{e} words
(ponds & fowl'd) was Ent̄lined
Thomas Taylor
In p̄nce of
(Seale)
Daniel Jenifer
Wil Brooks

Know all men by theis p̄nts That I Thomas Taylor of Petuxent in the Province of Maryland gent̄ am holden and firmly bounden unto Charles Calvert Esqꝫ leivetennt Gen̄all & Cheife Goūnour of the same Province the full quantity of Thirty thousand pounds of good m̄chantable tobacco in caske To be paid to the said Charles Calvert or to his c̄teyne Attorny his executors Admrs or assignes To the which paymt well & truly to be made I bind myselfe my heires Executors and Admrs firmly by theis p̄nts Sealed with my Seale & dated the Eleaventh Day of May in the Sixe & thirtyeth yeare of the Dominion of Caecilius &c Annoqꝫ Dm̄ one thousand six hundd sixty Eight Liber FF [p. 594]

The Condic̄on of this Obligac̄on is such That if the above bond Named Charles Calvert his heires & Assignes & every of them shall & may for eū henceforth peaceably & queitly have hold use Occupy possesse and enjoy all tht parcell of land lying in the County of Calvert aforesd being part of a Devident of land called Little Eltonhead Mannor Conteyning by estimac̄on Six hundd acres more or lesse & every p̄te & p̄cell thereof together with the Appurtenn̄ces to the same belonging or any waies belonging or any wise app̄teyning menc̄oned to be bargayned & sold by the above bounden Thomas Taylor to the sd Charles Calvert in & by a c̄teine paire of Indentures of bargaine & sale beareing date the day of the date above written made betweene the above bounden Thomas Taylor of the one part & the above named Charles Calvert on the other p̄te cleerly accquitted & discharged or otherwise sufficiently saved & kept harmless of & from all & manner of Estates, titles, troubles, Charges & incumberances whatsoeū at any time heretofore had made Committed p̄mitted Suffered or Done by the said Thomas Taylor & Frances his wife or either of them or by his or their Meanes or procuremt That then this Obligac̄on to be voyd & of none Effect or otherwise to stand in full force & vertue

Sealed & deliūed Tho: Taylor (Sealed)
in the p̄nce of
Witt: Calvert
Daniel Jenifer

The aforegoing Obligac̄on of Thomas Taylor wth the Other Instrumts and Indenture past by the said Taylor and Frances his wife to Charles Calvert Esqꝫ was att the speciall instance and request of him the said Thomas Taylor Entred on record [p. 595]

Per Mee Daniel Jenifer

The Provinciall Court of the Right Honble Caecilius Absolute Lord
and Proprietary of the province of Maryland holden at St Maries
before the justices of the Said Court the Second day of June
in the xxxvith yeare of his Lōpps Dominion &c Annoqꝫ
Dom̄ One thousand Six hundred Sixty eight

Liber FF

present
Charles Calvert Esqꝫ Leiftennt Gen̄ll and Cheife justice
Philip Calvert Esqꝫ Chancellour
Jerome White
Edward Loyd
W^m Evans
Thomas Truman
Esqꝫ^s Justices

The age of Timothy Richardson servant to Thomas Carrell of the County of S^t Maries was then adjudged to be seventeene yeares.

Henry Gifford servant to Henry Spincke was brought into Court and his age adjudged to be seaventeen yeares.

Margarett Colman servant to John Cecill being brought into Court was adjudged to be fourteen yeares of age.

Roger Davis servant to William Rosewell being brought into Court was adjudged to serve the said Rosewell or his assignes six yeares.

Thomas Monke servant to William Rosewell being brought into Court was adjudged to be betweene Sixteen and eighteen yeares of age.

Jerome White Esqꝫ haveing moved the Court that at the last provinciall Court he left a certaine bond or Obligac̄on in the said Court (it being a bond for twenty thousand pounds of tobacco without the hand of William Smith thereunto) which said bond for want of Sufficient proof being then in the Custody of the Clerke of the same Court the said Jerome White requested might be to him delivered.

Ordered that the said bond remaine in Court untill the former judgment be reversed.

Jonathan Sibrey being attached by a writt of Contempt in Obedience whereunto he made his personall appearance, and after much debate the said Jonathan was by the Court adjudged not any wise guilty thereof and that now he putt in his answer and in Open Court sweare to the truth thereof which was then done accordingly.

The Court adjourned till the morrow morning 8 of the Clocke

June the third MDClxviii The Court meet as yesterday

Mary Stanbrooke servant to Robert Slye Gent was then adjudged to be sixteen yeares of age.

John Lowrey servant to M^r Robert Slye was then adjudged to serve the said Robert Slye eight yeare.

Upon the Complaint and information of Cap^t Thomas Besson One of his Lōpps Com̄issioners of Ann Arrundell County and Others of the Severall abuses and misdemeanours offered and com̄itted as well against the said Cap^{t} Besson as John Taylor Constable by Hubert Lambert Clump of the same County Planter Liber FF

Order that the Sheriff impannell a jury against the afternoone for the indicting the said Lambert and that in the meane time he remaine in the Custody of the Sheriff.

Ri: Tilghman pl̄t: } This cause respited till this Court which was
Symond Carpenter def^{t} } desired by both parties and is againe by let-
Morecroft ꝑ quer̄ } ters to th^{e} Court which was granted where-
Jenifer ꝑ deft } fore againe respited untill next Pro^{all} Court.

Edmund Hinchman } Morecroft ꝑ quer̄ [p. 596]
ag^{t} Thomas Manning } Calvert ꝑ def^{t}

Time being Granted the def^{t} till this Court to reply to the errors Signed and preferred against him the last Court doth now in Open Court present his plea with request to his s^{d} Attorny to signe the same which is as followeth vizt.

There never was neither is there any Such Suite depending nor any Such Record as the Complainant Counts in his Complaint

Will: Calvert

The plaintiff for Replication Saith that there was and is such a suite and that it doth appeare and is manifest by the transcript of the record hither sent by the Com̄issioners of Calvert County by virtue of a writt of Error to them directed and of this he prayeth the judgment of the Court. Jn^{o} Morecroft ꝑ quer

After much debate the def^{t} alleadging that there is no personall action depending between the said parties the judgment of the justices then present is

That it is a personall action	That it is no personall action
The Hon^{ble} Leiftenn^{t} Gen̄ll The Hon^{ble} Chancellour Coll̄ W^{m} Evans	Jerome White Edward Loyd } Esqꝫ Justices

It being the judgment of the Major part of the justices that it is a personall Action, Ordred that judgment passe against the def^{t} and that the plaintiff be allowed by the def^{t} his reasonable costs and that the judgment past against the plaintiff in Calvert County Court be reversed.

Walter King ag^{t} } Morecroft ꝑ quer
Jn^{o} Stone adm^{r} Rich: Stone } Calvert ꝑ def^{t}

The plaintiff at the last provinciall Court sued the def^{t} in an action of trespas upon the case for eleaven thousand two hundred and fifty pounds of tobacco

The def^{t} by William Calvert his Attorny Cometh and defendeth the force and injury when &c And for plea Saith that the aforesaid

Liber FF Walter King his action against him Ought not to haue for he saith that the said Richard Stone at the time of his decease was not indebted to the said Walter the Said Summe of eleaven thousand two hundred and fifty pounds of tobacco as is by the Said Walter alleageth and of this he is ready to averr and therefore craveth judgm^{t}.

Ordered that Com̄ission issue to Thomas Notley and Benjamin Rozer authorizeing and impowering them to audite the accounts on both sides and make their report to the justices at the next provinciall Court, and that the severall accounts be sealed up and sent to the said Auditors.

John Warren and Edward Clarke being Ordered the last provinciall Court that they bring in accompt of the estate of William Browne deceased and the Court to Stand to and abide the judgment of the Court therein the said Warren and Clarke haueing now presented an accompt of their disbursm^{ts} which the Court not admitting legall therefore

Ordered that they bring in a full and true inventory of the estate of the said deceased and that administration thereof be forthwith to them Committed.

Thomas Heathcott ag^{t} } Morecroft p̄ quer̄
Walter Pake } Notley p̄ def^{t}

The plaintiff Sued the def^{t} the last provinciall Court for twelve hundred pounds of tobacco, being referred till this Court

Walter Pake by Thomas Notley his Attorney Comes and defends the force and injury when &c and Saith that he cannot deny but that he did Owe the said Thomas Heathcott the said quantity of tobacco expressed in the plaintiffs declaration but that he hath long since paid the same since his promise made and of this he putts himselfe upon the Country and the Said Thomas likewise Therefore Com̄and is Given to the Sheriff &c. Tho: Notley.

[p. 597] The names of the jurors impannelled and Sum̄oned to try the issue joyned betweene Thomas Heathcott plaintiff and Walter pake def^{t}

Thomas Paine
Thomas Taylor
W^{m} Marloe
Edward Clarke
John Warren
Richard Bennitt
William Tettershall
Thomas Covant
Francis Hill
Robert Hunby
James Veitch
James Martin

The jury being Sworne in Open Court they went forth to Consider of their verdict, who returned and Gave their verdict as followeth vizt, Wee find for the def^{t}.

W^{m} Moffett the Attorny of Richard Allen plaintiff ag^{t} Thomas Bowdell def^{t} } Morecroft p̄ quer. Rozer p̄ def^{t}

This Cause being respited last Court the defᵗ alleadging he could produce sufficient discharges, which were now counted insufficient discharges for the Satisfaction of the said debt, judgmᵗ for the pl̃ with costs. Liber FF

The Court adjourned till two of the Clocke in the afternoone.

The Court all meet as in the morning.

Cuthbert Witham agᵗ } Jenifer p̄ quer
Jonathan Sibrey } Calvert p̄ defᵗ

Ordered that the difference in Controũsie be respited untill friday morning next being the fifth instant.

Ordered that On friday next in the afternoone Mʳ Thomas Spriggs Pattent be viewed by the Court and then the same be determined whether it be in his Lõpps Mannour of Ann Arrundell.

Eliz: Story admʳˣ Walter Story } Morecroft p̄ quer
agᵗ Samuel Tilghman } Jenifer p̄ defᵗ

The plaintiff as admʳˣ of Walter Story Sues the defᵗ for divers parcells of Goods and merchandize being by One John Long of London Merchant Shipped On board the Shipp Constant Freindshipp the defᵗ being then Comander, which said Goods were Consigned to be delivered to John Emerson and the said Walter Story or their assignes the said Emerson and Story dying at sea the plaintiff demands as assignee of the said Walter

And the said Samuel by Daniel Jenifer his Attorny comes and defends the force and injury when &c and Saith that he is no wise Guilty of the premisses above imposed upon him for that the said Elizabeth herein is no assignee in Law to the said Walter and that the said Goods being joyntly consigned to the said Walter and the aforementioned John Emerson who deceased since the death of the said Walter became thereby invested with the property of the said Goods as Survivor to the said Walter therefore the said Samuel Saith he is not bound or Obliged to deliver the said Goods to the said Elizabeth and of this he putts himselfe upon the judgment of the Court and the said Elizabeth likewise.

The judgment of the Court is that the plaintiff hath no Right or title to the abovesaid Goods in question, but that the same be disposed off as the said Samuel Tilghman Shall thinke best for the most advantage of the said John Long, and the said Courts advice to the said Samuel herein was that since he hath so carefully Secured the said Goods in the hands of Mʳ Thomas Notley a responsible person who did acknowledge in Court to haue the said Goods in his custody and that as it was desired by the said Long in his Letters

Liber FF to the aforementioned Walter Story and John Emerson to dispose of the same in the Summer that he would doe well to leave the same at the said Notleys disposeing for the Use of the said John Long there being part of the same Goods perishable to lye in the Country till the said Long should send in Order for the disposeing of the same.

Margarett Floyd Servant to Thomas Paine of S^t Maries County was then adjudged by the Court to be between eighteen and two and twenty yeares of age.

[p. 598] John Harrington who married the Relict of Francis Mogg petitioneth the Court that either he may be allowed consideration for the keeping and maintaineing the Children of the said Francis or that they may continue with him dureing the pleasure of this Court.

The Court haveing viewed the said Children doe Order that they remaine with the petitioner dureing the Courts pleasure, and that the eldest daughter of the deceased be exempted from the How and the mortar.

George Day ag^t } Morecropt p̄ quer in an action of trespas upon
Luke Gardner } Notley p̄ def^t the case

The plaintiff at the last provinciall Court sued the def^t for three Cowes and calves in consideration of a Grey Gelding bargained and sold the def^t, time was then Granted the def^t till this Court, to putt in his plea which is as followeth, vizt.

And the said Luke Gardner by Thomas Notley his Attorny comes and defends the force and injury when &c and Saith that the aforesaid George Day Ought not to have his action aforesaid against him for that whereas in the Assembly of Caecilius &c at S^t Johns in S^t Maries County within this Province the fourth day of march One thousand six hundred forty seaven in the sixteenth yeare of his Dominion holden Sett forth (amongst Other things) it was enacted by the Authority of the same Assembly that no contracts or Other Reckonings upon accompt, booke or Otherwise then by specialty Only which shall be above nine months Standing shall be pleadable within any Court within this province except such as were before the ending of the same assembly contracted as by the same Act may more fully appeare And the said Luke by his aforesaid Attorny for plea farther saith that long before the day of the procureing the Originall writt against him there was above nine months time elapsed and past between the tyme alleadged by the aforesaid George in his declaration when the Supposed assumption by the said Luke was made and the sueing forth the said Originall writt and this he is ready to averr Whereupon he demandeth judgm^t if the aforesaid George his action aforesaid against him Ought to have &c.

Tho: Notley.

Liber FF And the said George Day by protestation saith that he the said George by the plea of him the said Luke above in barr pleaded is not sufficient to preclud him the said George from his action aforesaid for he saith that the said Act was made to prevent double payment of debts and was intended Only to the debts of them who Keepe bookes and was made in imitation of an Act of parliament made in the sevententh yeare of King James and confirmed and made perpetuall by an Act of Parliament made in the One and twentith yeare of King James and extendeth not to persons that keepe not books and accompts but that they may bring their actions of Case at any time within six yeares by the statut of limitations and of this he prayeth the judgm^{t} of the Court and the said Luke likewise.

Morecroft p̄ quer̄.

The judgment of the Court is that the def^{t} have the benefitt of that Act entitled An act touching payment of debts whereupon this suite was dismissed with costs.

James Martin et ux } Notley p̄ quer̄ An action of trespas.
ag^{t} Luke Gardner } Morecroft p̄ def^{t}

This Cause being respited untill this Court the def^{t} signes for error that there is no certaine number of Acres mentioned in the declarac̄on as it Ought to be. That the declaration saith that the def^{t} did enter the plantac̄on of the plaintiffs which are words proper in an action of forceable entry, the words in trespas are the plantation did breake. Jn^{o} Morecroft

Time Granted the plaintiff till the morrow morning to reply to the def^{t} demurrer.

Patrick Dew ag^{t} } Rozer p̄ quer [p. 599]
Jn^{o} Gramer } Morecroft p̄ def^{t}

This Cause being upon appeale from the County Court of Calvert by the def^{t} to the last provinciall Court, was then Ordered that both parties be at this Court and the said Cause then to be tryed and determined.

It is now Ordered by the Court that the same be respited till next Court.

James Humes ag^{t} } Morecroft p̄ quer In a plea of trespas
Henry Robinson et ux } Jenifer p̄ def^{t} upon the Case

This cause being respited till this Court the def^{ts} for plea Say That they are in no wise guilty of the p^{r}misses as in the plaintiffs declaration is alleadged and of this they putt themselves upon the Country And the said James likewise. Daniel Jenifer.

Wherefore Comand is Given to the Sheriff that he sum̄on &c.

Liber FF Jn^{o} Anderton et ux
ag^{t} Jn^{o} Woollcott } Upon an Assize

At the last provinciall Court time was then granted the def^{t} untill this Court to prove Greshams title good to the land in question Now Ordered this Cause be respited untill next Court.

Raymond Stappelfort ag^{t} } Morecroft p̄ quer
Eliz: Brooke adm^{rx} Rob^{t} Brooke } Jenifer p̄ def^{t}

This cause respited till this Court The def^{t} was now required by the Court to putt in what further demands she can make in discount of the twenty thousand pounds of tobacco due from her deceased husband to John Bayly late of this province, that the plaintiff may haue judgm^{t} for the remainder according to an Order past last provinciall Court

Upon examineing all papers and accompts relateing to the def^{ts} demands Out of the said debt of which there remained due to the said John Bayly six thousand nine hundred eighty seaven pounds of tobacco, for which said Summe judgment was granted the plaintiff against the estate of the said Robert Brooke deceased.

Jn^{o} Avery ag^{t}
Eliz: Brooke adm^{rx} Rob^{t} Brooke } Morecroft p̄ quer

This Cause respited till this Court the plaintiff declared upon a bond for thirty foure thousand nine hundred thirty foure pounds of tob̄, of which there is proved satisfied eighteen thousand One hundred Sixty nine pounds.

Ordered that the plaintiff haue judgment for the remainder being sixteen thousand seaven hundred seaventy five pounds of tob̄, to be allowed Out of the assetts that shall remaine due upon the accompt of the estate of the said Robert Brookes after the examination thereof.

George Yate plaintiff ag^{t}
Edward Loyd Esq the Att̄
of Richard Owen def^{t} } The def^{t} as Attorny aforesaid formerly entred Caveat in the Secretaryes Office with request that no Pattent might issue or be granted to the plaintiff for a parcell of land Containeing five and twenty acres lyeing in Ann Arrundell County untill his Claimes thereunto On the behalfe of the said Owen were heard and determined Wherefore the def^{t} was Sum̄oned to this Court to shew cause (if any he had) why Pattent should not issue to the plaintiff for the said parcell of land, Who alleadged that the plaintiff Ought not to haue a grant for the same being formerly surveyed and sett forth to the said Owen fifteen or sixteen yeares since and rent paid for the same being demanded why he did not take Out pattent in the name of Richard Owen for the said land, replyed he did repaire to the Secretaryes Office accordingly as he was required by the last

proclamation for all persons who had not Grants for their lands before the issueing of the said proclamation to repaire to the secretaryes Office within six months and take a Grant of the same under the Great Seale Otherwise the same to be seized in the hands of the Lord proprietary Whenas in the said Office the deft was informed that the plaintiff had pattent ready to be Sealed for the said parcell of land, whereupon he entred Caveat against the issueing of the same further alleadging he knew not but that Mr Owen may have already procured a grant thereof from his Lōpp in England Yet notwithstanding the plaintiff as alleadged Ought not (as he did) take up the said land and procure Pattent for the same within the tyme limitted in the aforesaid proclamac̄on whereby he was deprived of the benefitt thereof Liber FF [p. 600]

The plaintiff in answer thereunto Saith that the deft was no wise deprived of the benefitt of the said proclamac̄on for that there was not nor is there any such land found entred upon record, therefore no grant could issue if demanded wherefore free for any person to Survey or take up the same.

Which answer was denyed by the deft except the said land had bin surveyed by speciall warrant for notwithstanding no returne was made of the Survey of the said land, which (if not) was through the neglect and Omission of the Surveyr Gen̄ll Yet further replying the said land being formerly Surveyed and built upon could not be againe Surveyed by a Com̄on warrant as this land was, and new taken up as Forrest land by the plaintiff.

The Court haveing Considered that there is no such land to be found upon Record and taken up by the said Richard Owen nor no Grant or Colour for the same doe Order that the plaintiff have his Pattent sealed for the said land thereby confirming the same to him and his heirs.

The Court adjourned till the morrow morning 8 of the Clocke.

June the 4th 1668
The justices all meett as yesterday with Addition of Henry Coursey Esqr.

Peter Watts Constable of St Georges Hundred haveing Officiated his said Office One whole yeare last past petitioneth this Court to be dismissed and present William Hatton, Francis Hill and Patrick Forrest

Ordered the petition be Granted and that warrant issue for Francis Hill to take Oath of Constable for this next ensueing yeare, which was then done accordingly.

Thomas Hinton Constable of Poplar Hill Hundred petitioneth this Court that haveing Officiated the said Office One whole yeare

Liber FF now last past Craveth to be dismissed therefrom and present Adam Head and Stanup Roberts.

Ordered the petition be Granted and that warrant issue for Adam Head to take the Oath of Constable for the next ensueing yeare, which was then done accordingly.

James Humes ag^{t}	Morecroft p̄ quer
Henry Robinson et ux	Jenifer p̄ def^{t}

The jury being returned and called by their names and agreed of their Verdict present the same as followeth vizt The Jury find for the plaintiff for three dayes entertaineing the within named servant contrary to the Act of Assembly.

George Attkins ag^{t}	Morecroft p̄ quer̄
James Veitch	Jenifer p̄ def^{t}

This cause respited till this Court, And the said James by Daniel Jenifer his Attorny Cometh and defendeth the force and injury when &c and for plea Saith that the said George his action against him Ought not to have for he saith that at the time and place in the declaration mentioned the said James was not bound to pay to John Outlaw or the said George the said summe as in the said declarac̄on is alleadged and of this he prayeth judgm^{t} of the Court if the said George his action against him Ought to have, &c.

For want of Sufficient testimony to prove the plaintiffs declaration judgment is now awarded against him.

[p. 601]

Christopher Birkhead ag^{t} Jn^{o} Russell	Jenifer p̄ quer̄ Morecroft p̄ def^{t}

This Cause depending in Chancery and respited till this Court the def^{t} haveing time granted to putt in his answer to the Complainants bill who not appeareing, Ordered an Attachment of Contempt issue Out against him.

John Hunt ag^{t} Rob^{t} Chissick adm^{r} Jn^{o} Startup	Morecroft p̄ quer

The plaintiff sues the def^{t} in an action of trespas upon the cause as administrator of John Startupp for two thousand five hundred pounds of tobacco being for a parcell of land sold by the plaintiff to the said deceased. Respited till the next Provinciall Court and Ordered that the def^{t} bring in his accompt of his administration upon the estate of the said deceased.

Francis Billingsley pl̄
ag^{t} George Attkins def^{t}

Capias haueing issued against the def^{t} returnable at this Court the sheriff makes his returne thereof vizt non est inventus.

Ordered that an Attachment against the estate of the def^{t} be granted the plaintiff. Liber FF

Mary Smith execut^{rx} W^{m} Smith ag^{t} Richard Smith } Morecroft p̄ quer̄ Calvert p̄ def^{t} in a plea of trespas upon the case

The plaintiff sues the def^{t} for divers goods and merchandizes to him sold by William Smith her deceased Husband to the value of One thousand One hundred and five pounds of tobacco.

And the said Richard by William Calvert his Attorny cometh and defendeth the force and injury when &c and for plea Saith that he the said Richard did not assume in such manner and forme as is alleadged in the plaintiffs declaration and of this he prayes the judgm^{t} of the Court if the said Mary her action against him Ought to have, &c

The assumption being proved, the def^{t} produced an account in discount thereof, according to an act of assembly admitting accompts in discount of Ordinary Keepers accompts, & sworne to the same. The Accompt of the plaintiff against the def^{t} being also sworne to in Open Court.

Ordered that Benjamin Rozer and Richard Boughton doe audite all accounts between the plaintiff and def^{t} and examine wittnesses and Give report of the same at the next Provinciall Court.

An^{to} Calloway ag^{t} Jonathan Hopkinson } Jenifer p̄ quer̄ Morecroft p̄ def^{t} in a plea of Debt

The plaintiff Sues the def^{t} upon a sealed bill for five thousand two hundred pounds of tobacco.

The def^{t} by John Morecroft his Attorny Cometh and defendeth the force and injury when &c and Saith he is not informed for foure thousand five hundred and One pounds of tobacco

The Proceedings in this Cause entred fol̄ 602, more at large as may there appeare. ☞

James Neale Esq^{r} ag^{t} Jn^{o} Dunstone } Jenifer p̄ quer̄ Notley p̄ def^{t} in a plea of trespas

The plaintiff declares wherefore by force and Armes the Close of him the said James at Cedur point did breake &c And the said John Dunstone by Thomas Notley his Attorny comes and defends the force and injury when &c and for plea Saith that he is in no manner Guilty of the trespas as the said James in his Declaration against him hath sett forth and of this he putts himselfe upon the Country and the said James Likewise. Notley p̄ def^{t}

Ordered that Comand be Given to the Sheriff of the County of Charles County That he Cause to Come before the justices of the next provinciall Court twelve &c who neither &c by whom &c.

Liber FF
[p. 602]

Anthony Calloway ag^{t} } Jenifer p̄ quer
Jonathan Hopkinson } Morecroft p̄ def^{t} in a plea of debt

The plaintiff sued the def^{t} this Court for five thousand two hundred pounds of tobacco upon a Sealed bill.

And the said Jonathan by John Morecroft his Attorny doth come and defend the force and injury when &c and as to three hundred and three pounds of tobacco part of the said debt of five thousand two hundred pounds of tobacco the said Jonathan saith he hath satisfied and paid and as to the foure thousand eight hundred ninty Seaven residue of the said five thousand two hundred pounds of tobacco the said John Saith he is not enformed by the said Jonathan his Clyent of any answer thereunto to Give, Therefore the said Anthony doth remaine against him the said Jonathan as to the said sum̄e of foure thousand eight hundred ninty seven pounds of tobacco and caske undefended.

Therefore it is Ordered by the Court here that the said Anthony recover against him the said Jonathan the said Summe of foure thousand eight hundred ninty seaven pounds of tobacco and caske but execution thereof shall stay till the last day of October Court next.

James Neale Esq } Jenifer p̄ quer
ag^{t} John Newton } Notley p̄ def^{t} in an accon of wast

The plaintiff at this Court sues the def^{t} that being seized of a thousand acres of land lyeing on the west side of Wiccocomoca River in his demesne as of Fee did demise the same to the def^{t} for foure lives, by virtue of which demise the def^{t} did enter and was thereof possessed and being thereof possessed did make wast sale and destruction in the said One thousand Acres of land &c

And the said John Newton by Thomas Notley his Attorny comes and defends the force and injury when &c and whatsoever &c and saith he hath made no wast sale or destruction in the messuage aforesaid and of this he putts himselfe upon the Country and the aforesaid James Neale in like manner, Therefore Com̄and is Given to the Sheriff of the County of Charles County that he cause to Come before the justices of this Court On the first day of the next provinciall Court twelve &c by whom &c who neither &c.

W^{m} Hapell ag^{t} } Morecroft p̄ quer
Henry Neale } Boughton p̄ def^{t} trespas upon the Case

The plaintiff sues the def^{t} for three hundred pounds of tobacco and caske.

The def^{t} by Richard Boughton his Attorny cometh to defend the force and injury when &c and for plea saith that he did not in any manner as is alleadged in the declaration assume or promise to pay unto the plaintiff the summe of three hundred pounds of tobacco therein mentioned.
Rich: Boughton

The assumption being in Open Court proved, Ordered judgment past against the deft for the said debt of three hundred pounds of tobacco and caske with costs of suite. Liber FF

Thomas Bennett of St Maries County Carpenter being formerly bound to his Good behaviour (no Complaint comeing in against him) was at this Court cleared by proclamation.

The Court adjourned till two of the Clock in the afternoone Fees due to the Honble the Chancellour being first published.

The justices then present

The Honble the Leftennt Genll	Jerome White	Esqs justices
The Honble the Chancellour	Edward Loyd	
	Henry Coursey	

The Sheriff haveing impannelled and Sumoned an inquest for the body of this Province present the same as follow (who are) [p. 603]

Richard Smith foreman
Henry Hide
Wm Watts
Jno Halfehead
Thomas Hinton
Wm Tettershall
Raymond Stappelfort
Henry Neale
Richard Bennett
Jno Lewling
Daniel Clocker
James Martin
Nicholas Solby
Toby Wells

The Inquest being called, appeareing and sworne diligently to enquire and a true presentment to make of all such matters and things as should be Given them in Charge and that his Lopps Councell and their fellowes to keepe secret and that they present no man for envy hatred or malice neither leave any person unpresented for love feare favour or affection or hope of reward but that they present things truly as they come to their knowledge according to the best of their understanding.

Hubert Lambert Clump of Ann Arrundell County planter being then prisonner at the Barr, His Lopps Attorny Generall presents this bill of indictmt to the Court which is as follow

Let it be enquired for the Right Honble the Lord Proprietary whether Hubert Lambert Clump of the County of Ann Arrundell planter at the house of Thomas Roper in the County aforesaid maliciously an assault upon Thomas Besson one of his Lopps justices did make and a certaine nine pine did lift up with intent to Strike him the said Thomas Besson and further whether the said Hubert the said Thomas Besson did pull by the Arm with intent to draw him Over the fence to fight with him the said Thomas Besson and likewise whether the said Hubert Lambert Clump did resist John Taylor the Constable of the place aforesaid in execution of his Office at that time endeavouring to keepe the peace and to imprison the said

Liber FF Hubert Lambert Clump and Other enormityes to them the said Thomas Besson and John Taylor then and there did doe to the Grevious Damage of damage of them the said Thomas Besson and John Taylor and Contrary to the Law in that case made and provided and contrary to the peace of his said Lõpps Rule and dignity.
Will: Calvert

Which said indictment being read and heard, the Court demanded of the said Hubert Lambert whether he would referre himselfe to the mercy of the Court the said Hubert pretending his innocency and that he was in no wise guilty of the severall accusations aforesaid refused so to doe whereupon this indictment was presented to the Grand inquest

The Grand inquest being returned into the Court and agreed on their indictm^{ts} and presentm^{ts} present the same to the Court which are as follow
On the backside of the abouesaid indictment against Hubert Lambert was thus endorsed, vizt Billa vera. Rich: Smith

The Grand jury On the behalfe of the Right Hon^{ble} the Lord Proprietary doe present Katherine Servant to M^{r} Thomas Dent for haveing a bastard by the information of peter Watts Constable of S^{t} Georges Hundred. Rich: Smith

The Grand jury On the behalfe of the R^{t} Hon^{ble} the Lord Propriet^{r} doe present Jeane Servant to Patrick Forrest for bringing of a bastard Child by information of peter Watts Constable of S^{t} Georges Hundred. Rich: Smith

The Grand jury dismisst.

The said Hubbert Lambert haveing confessed the abovesaid indictment (in Open Court) to be true humbly Craved the Clemency of the Court
Ordered that he putt in security to pay all charges expended in and concerning this indictment and that in Open Court he aske Cap^{t} Thomas Besson forgivenesse and also that he give the Sheriff Security that he be of good abearance dureing the Courts pleasure.
The said Hubert Lambert did in Open Court aske the said Thomas Besson forgivenesse.

Ordered that Sum̄ons issue for the abovesaid two servants to appeare at next provinciall Court to answer their p^{r}sentments.

[p. 604] Mathias Decosta } Morecroft p̄ quer Case
ag^{t} Henry Ward } Jenifer p̄ def^{t}
The plaintiff sues the def^{t} upon a promise that he would with his sloop transport the plaintiff at two seūll turnes from Baltemore County to petuxent with his houshold stuff twenty two h̄h̄ds foure

Liber FF

h̄h̄ds of shelld corne twenty five barrells of corne One h̄h̄d of malt & one small caske and also Six h̄h̄ds of tobacco which said tobacco was to be delivered at Kent County.

And the said Henry by Daniel Jenifer his Attorny (at the request of John Wright Attorny of the said Henry Ward) cometh and defendeth the force and injury when &c and for plea saith that he the said Henry did not assume upon himselfe in Such manner and forme as the plaintiff in his declaration hath alleadged and of this he prayeth judgment of the Court if the said Mathias his action against him Ought to have. Dan: Jenifer

Ordered by the Court that this cause (by reason of insufficient testimony to prove the plaintiffs declarac̄on) be Respited till the next provinciall Court.

Mary Smith execut^{rx} W^{m} Smith } Morecroft p̄ quer.
ag^{t} Thomas Owen }

The plaintiff Sues the def^{t} upon a Sealed bill for five thousand five hundred pounds of tobacco and caske.

The plaintiff doth acknowledge the receipt of two thousand seven hundred and thirty pounds part thereof.

The def^{t} appeareing in person confesseth judgment for two thousand seaven hundred and seventy pounds of tobacco and caske being the remander of the said summe of five thousand five hundred pounds of tobacco.

The def^{t} being non resident Ordered he remaine in the Custody of the sheriff untill he Satisfie the said two thousand seven hundred and seventy pounds of tobacco & caske with costs.

W^{m} Brooke ag^{t} } Jenifer p̄ quer in a plea of trespas upon the
Walter Pake } Morecroft p̄ def^{t} case

The plaintiff Sues the def^{t} for foure hundred pounds of tobacco and caske upon a promise.

And the def^{t} by John Morecroft his Attorny Cometh and defendeth the force and injury when &c and Saith as to the foure hundred pounds of tobacco and caske he the said John is not informed by the said Walter his Clyent of any answer thereunto to Give therefore the said W^{m} doth remaine against him the said Walter as to the said summe of foure hundred pounds of tobacco and caske undefended.

Therefore it is Ordered by the Court here that the said William Recover of the said Walter the said summe of foure hundred pounds of tobacco and caske with costs.

Mary Smith executrix W^{m} Smith } Morecroft p̄ quer Case
ag^{t} James Cullums } Jenifer p̄ def^{t}

The plaintiff Sues the def^{t} for One thousand pounds of tobacco upon a promise.

Liber FF And the said James by Daniel Jenifer his Attorny cometh and defendeth the force and injury when &c and the said Daniel Saith as to the said One thousand pounds of tobacco he the said Daniel is not informed by the said James his Clyent of any answer thereunto to Give therefore the said Mary doth remaine against him the said James as to the said summe of One thousand pounds of tobacco undefended.

Therefore it is Ordered by the Court here that the said Mary recover of the said James the said Summe of One thousand pounds of tobacco with costs.

Philip Bisse ag^{t} Rob^{t} Henley } Morecroft p̄ quer in a plea of trespas upon the case

The def^{t} putts in his place Thomas Notley. This case respited till next Provinciall Court.

[p. 605] Francis Armstrong of Talbott County for severall misdemeanours being Ordered to appeare at this Provinciall Court.

Ordered he remaine in the Custody of the Sheriff till he find Sufficient Suerty for his Good abearance.

Thomas Manning upon Complaint formerly made against him by Richard Collett deceased requested that his personall appearance might be entred at this Court.

James Martin et ux ag^{t} Luke Gardner } Notley p̄ quer Morecroft p̄ def^{t} trespas

Time being Granted the plaintiff to reply to the def^{t} plea the plaintiff putt in the same as followeth

And the said James and Ann say that the plea of him the said Luke above pleaded is not Sufficient in Law to preclud them the said James and Ann from their action aforesaid for they say that the exception to the number of acres is altogether immateriall as they can prove and that the Other exception also that the word enter that it is a usuall word in actions of trespas all which they are ready to verrifie and of this they pray the judgment of the Court and that the said Luke may further answer to the trespas. Notley p̄ def^{t}

The def^{ts} plea being insufficient in Law to preclud the plaintiffs from haveing their action aforesaid Ordered that venire facias issue to the Sheriff to impannell a jury to enquire of damages.

The Court adjourned till the morrow morning

The justices then present were as follow vizt

The Hon^{ble} the Leiftenn^{t} Genll
The Hon^{ble} the Chancellour
Jerome White
Edward Loyd
Henry Coursey } Esq^{s} justices

Mary Smith executrix W^m^ Smith agt Jn^o^ Edmondson } Morecroft p̄ quer Jenifer p̄ deft Liber FF

The plaintiff Sues the deft in a plea of debt for foure thousand nine Hundred twenty three pounds of tobacco.

And the said John by Daniel Jenifer his Attorny cometh and defendeth the force and injury when &c and the said Daniel Saith as to the said foure thousand nine hundred twenty three pounds of tobacco he the said Daniel is not informed by the said John his Clyent of any answer thereunto to Give therefore the said Mary doth remaine against him the said John as to the said summe of foure thousand nine hundred twenty three pounds of tobacco undefended.

Therefore it is Ordered by the Court here that the said Mary recover of the said John the said summe of foure thousand nine hundred twenty three pounds of tobacco, with costs.

Mary Smith executrix W^m^ Smith agt W^m^ Dorrington adm^r^ Henry Sewall } Morecroft p̄ quer Jenifer p̄ deft

The plaintiff Sues the deft upon two severall p̄mises One for two thousand One hundred thirty three pounds of tobacco, the other for three hundred pounds of tobacco and two shillings sterl.

And the said William by Daniel Jenifer his Attorny Cometh and defendeth the force and injury when &c and as to the two thousand One hundred thirty three pounds of tobacco in the declaration mentioned the said Daniel Saith he is not informed by the said W^m^ his Clyent of any answer thereunto to give, therefore the said Mary doth remaine against him the said William as administrat^r^ aforesaid as to the said summe of two thousand One hundred thirty three pounds of tobacco undefended.

It is therefore Ordered by the Court here that the said Mary recover of the said W^m^ as administrat^r^ aforesaid the said summe of two thousand One hundred thirty three pounds of tobacco.

Mary Smith executrix W^m^ Smith agt James Shacklady } Morecroft p̄ quer Jenifer p̄ deft

The plaintiff sues the deft in a plea of trespas upon the case for six thousand pounds of tobacco upon promise.

And the said James by Daniel Jenifer his Attorny cometh and defendeth the force and injury when &c and the said Daniel saith that as to the said six thousand pounds of tobacco in the declaration of her the said Mary mentioned he is not informed by the said James his Clyent of any answer thereunto to Give therefore the said Mary [p. 606] doth remaine against him the said James for the said Summe of Six thousand pounds of tobacco undefended.

Therefore it is Ordered by the Court here that the said Mary recover of the said James the said summe of six thousand pounds of tobacco with costs of suite.

Liber FF

Mary Smith executrix W^m Smith ag^t Timothy Goodridg adm^r of Geo: Richardson	Morecroft p̄ quer Jenifer p̄ def^t

The plaintiff Sues the def^t as administrat^r of George Richardson for foure thousand One hundred ninty seven pounds of tobacco

And the said Timothy by Daniel Jenifer his Attorny doth come and defend the force and injury when &c and the said Daniel Saith that he is not informed by the said Timothy his Clyent of any answer to Give thereunto wherefore the said Mary doth remaine here against the said Timothy undefended

Therefore it is considered by the said Court here that the said Mary shall recover against the said Timothy the said debt of foure thousand One hundred ninty Seaven pounds of tobacco and caske due as aforesaid with costs of Suite, &c.

Jn^o Wiseman ag^t Christopher Rousbey	Morecroft p̄ pt̄ Calvert p̄ def^t

This case respited till this Court before which Court the plaintiff withdrawes his action, whereupon the def^t moved for costs for two Courts attendance, which was denyed by the Court.

Francis Hopewell ag^t Christopher Rousbey	Morecroft p̄ quer Calvert p̄ def^t

This case also respited till this Court and in the interim withdrawn the def^t moved for Costs ut supra which was denyed by the Court.

Thomas Elwes executor of the last will and testament of Thomas Addenbrooke late of London deceased exhibited to the Court an accompt of severall summes of monyes and tobacco due to Edward Addenbrooke father to the said Thomas Addenbrooke likewise deceased from the estate of Thomas Hynson late of Talbott County deceased and exhibited by joynt consent of Thomas and John Hynson his Sons the Administrators of his Goods and Chattells, without any Suit Commenced therein.

The said Administrators haveing nothing to alleadge against the said Accompt upon ballance whereof there remaines due from Thomas Hinson their late deceased Father to the aforesaid Edward Addenbrooke the summe of thirty five pounds eleven shillings seven pence ster̄ and eleven hundred thirty five pounds of tobacco which was further manifested by seūll letters of the said Hynsons sent to England.

And the said Thomas and John Hinson by Daniel Jenifer their Attorny come and defend the force and injury when &c and as to the said thirty five pounds eleven shillings seven pence Sterling and the said eleven hundred thirty five pounds of tobacco the said Daniel Saith that he is not informed by the said Thomas and John Hinson his Clyents of any further answer thereunto to Give therefore the said Thomas Elwes as executor of Thomas Addenbrooke aforesaid doth remaine against them the said Thomas and John as to the said Summes of thirty five pounds eleven shillings seven pence and eleven hundred thirty five pounds of tobacco undefended. Liber FF

Therefore it is Ordered by the Court here that the said Thomas Elwes recover against them the said Thomas and John Hinson as administrators aforesaid the Said Summes of thirty five pounds eleven shillings and seven pence sterling and eleven hundred thirty five pounds of tobacco but execution thereof shall Stay till the last day of October Court next.

Was then published the Declaration of the Leiftenn^t Geñll and Councell concerning the appointing certaine places for the Landing and selling of all Goods and merchandize brought into this province.

James Martin et ux } Notley p̄ quer [p. 607]
ag^t Luke Gardner } Morecroft p̄ def^t

The jury to enquire of damages being returned and agreed upon their verdict present the same as follow vizt

Wee find the plaintiff to be damnified to the value of six pence.
Thomas Stockett foreman

Peter Archer ag^t } Notley p̄ quer
W^m Moffett } Morecroft p̄ def^t

The def^t in this cause appealed from the County Court of Calvert County to this Court.

Ordered the same be respited untill the next provinciall Court and that John Gittings Clerke of the said County Court be then present and bring with him a true Coppy of the record and proceeding in the same at the County Court of Calvert.

Jn^o Wright et ux adm^{rs} } Morecroft p̄ quer
Bartholomew Glevin } Case
ag^t Toby Wells } Jenifer p̄ def^t

The plaintiffs Sue the def^t for eight hundred pounds of tobacco And the said Toby Wells by Daniel Jenifer his Attorny Comes and defends the force and injury when &c and Saith that the aforesaid John Wright Ought not to have his action aforesaid against him for that there never was any Such Suite depending or action commenced against him the said Toby at the suite of the said John nor judgment Obtained for the abovesaid debt of eight Hundred pounds of tobacco in the said County Court of Kent and this he is ready to averr whereupon he demandeth judgment if the aforesaid John his action aforesaid against him Ought to have &c. Jenifer

for want of Sufficient testimony to prove the plaintiffs declarac̄on non suite is Granted the def^t.

Liber FF Jn° Wright ag^{t} } Morecroft p̄ quer
Toby Wells } Jenifer p̄ def^{t}

The plaintiff sues the def^{t} in a plea wherefore he tooke the Goods of him the said John and them did deteine against Suertyes and pledges &c

And the said Toby Wells by Daniel Jenifer his Attorny doth come and defend the force and wrong when &c And the said Toby doth well avow the takeing and deteineing the said three negroes in the place in which &c and justly &c because he saith that Moses Staggoll High Sheriff of the Said County of Kent by virtue of a warrant of the Lord proprietary issueing Out of his provinciall Court held at S^{t} Maries the twelfth day of April in the xxxvth yeare of his Dominion &c the said Moses was Com̄anded to levy by way of execution any the Chattells and debts belonging to Bartholomew Glevin late of his County deceased and now in the possession of Mary his administratrix to the value of fourteen thousand three hundred and seventeen pounds of tobacco and caske being a debt recovered of John Wright who married the said administratrix at a provinciall Court held at S^{t} Maries the twelfth day of this instant month of April by Tobias Wells of the said County of Kent Gent with three hundred pounds of tobacco Ordered by the justices of the said Court for costs allowed to the said Wells as also two hundred and sixty pounds of tobacco more for judiciall Charges expended by the said Wells in the said suite to the Clerke of the said Court which said Charges with the abovesaid Costs and principall amount in the whole to the summe of fourteen thousand eight hundred Seventy Seven pounds of tobacco and caske which said Summe So levied as abovesaid the same deliver to the aboves^{d} Toby wells or his Order by virtue of which said writ the said Moses Staggoll High Sheriff of the said County of Kent did take in execution three negroes and did them deliver to the def^{t} according to the Tenor of the said writt which said three negroes by virtue of the s^{d} delivery the said Tobyas doth well avow the deteineing and keeping of the said three negroes and this he is ready to averr; whereupon he demandeth judgment and returne of the said three negroes with his damage and costs by him about this suite in this behalfe to be expended by him to be adjudged

And the said John Wright doth say that the said Tobyas for the reason aforesaid the takeing and deteineing of the said three negroes for the reason before alledged Ought not to avow because he saith that before the tyme of the supposed takeing of the said three negroes [p. 608] and at the tyme when &c the said Mary the administratrix had according to solemne forme in such case required sett up her name openly in the Court house to witt at a provinciall Court held at S^{t} Maries the xith day of February in the six and thirtith yeare of the Dominion of Caecilius &c mentioned there in a noate thereby signifieing to all persons to whom it may concerne that the said Mary had passed her accompt of her administracon of the Goods and Chattells of Bartholomew Glevin and thereof had fully administred which said note did Stand in Open view to all persons whatsoever that might be or was any wayes concerned therein during the continuance of the said Court and at the end of the said Court to witt the fourtenth day of February in the xxxvi^th^ yeare of the Dominion of Caecilius &c according to the Ordinary and usuall manner (no person haveing underwritt the same) She Obteined Out of the Secretaryes Office under the lesser seale of this Province her Quietus est the Tenor whereof followeth in these words Caecilius Absolute Lord and proprietary of the provinces of Maryland and Avalon Lord Baron of Baltemore &c To all the Inhabitants and people within Our said province of Maryland and to all Others to whom these presents may concerne Greeting Whereas it appeares upon the account upon Oath upon Record of Mary Glevin alias Wright administratrix of all and singular the Goods and Chattells of Bartholomew Glevin late of Kent County Chirurgeon deceased that she the said Mary hath fully administred upon consideration whereof and of an Order of Court made the fourtenth day of February last past These are therefore to will and require you and every of you from henceforward that you desist and forbeare to sue implead molest or prosecute as well John Wright who married her the said Mary as her the said Mary as you will answer the Contrary And Wee doe hereby require Our Leiftennt Genll Cheife Governour and Chancellour and Keeper of Our Great seale of Our said province of Maryland for the time being and all and euery Our Chancellours Comanders Comissioners and all other justices and Majestrates within Our s^d^ province of Maryland by Us appointed and authorized or to be from time to time by Us or Our heirs hereafter appointed and authorized for matters of judicature that they and every of them be carefull from time to time as Occasion shall require to see Our will and pleasure herein declared to be duly Observed and performed according to justice as by the said Quietus upon the Record in the Secretaryes Office remaineing more fully may appeare And the said Tobias little weighing the said Quietus est nor the injunction of the said writt not regarding in contempt and in despight of the authority of the same (the said Mary the Administratrix haveing fully administred) the said three negroes did take and detaine contrary to Law and of this he putts himselfe upon the judgm^t^ of the Court if the said Tobias or the Sheriff after the quietus est Granted could serve his execution haveing paid beyond assetts and the said Tobias likewise.

The Avowry of the def^t^ not being Sufficient to preclud the plaintiff from his action aforesaid Ordered that judgment passe against the said def^t^.

Liber FF Henry Cox Attorny of Thomas Dennis ag^{t} W^{m} Berry } Morecroft p̄ complainant

The Complainant preferres his bill in Chancery against the def^{t}, the def^{t} putts in his place Thomas Notley

This cause respited till next provinciall Court.

Grace Hatton the wife of John Hatton of S^{t} Maries County being bound Over to appeare at this Court upon Suspition of Felony was now cleared by proclamac̄on.

Susan Hunt of the County of Calvert being bound over to appeare at this Court to answer such things as should be Objected against her On the behalfe of the Lord proprietary was now Cleared by proclamation.

Upon the petition of philip Conner Sonn of philip Connor late of the County of Kent deceased

Ordered that John Wright Father in Law to the petitioner be admitted Guardian to the said petitioner.

[p. 609] John Medley petitioneth the Court that Coll̄ William Evans (the Surviving Trustee in the testament of his late deceased Father named) may render an accompt of his trust therein and that the petitioner may be putt in possession of his estate now in the hands of the said Coll̄ Evans the petitioner being at age.

Ordered that at next Provinciall Court Coll̄ William Evans bring in his accompt of the estate of the Said deceased in his possession that Such distribution thereof may be made as to the Court shall seeme fitt

To the Hon^{ble} the Governour and Councell for the Province of Maryland.

The Humble request of Henry Coursey One of the members of this Court is to your Hon^{rs}.

That whereas there is a cause depending between M^{r} Cuthbert Witham of London and M^{r} Jonathan Sibrey of Wye River in Talbott County the said Cuthbert did Out of malitious and base mind accuse your petitioner of Bribery in the Same Saying that positively I did or that positively he heard I the said Coursey had taken or secured to me tenn thousand pounds of tobacco to carry On and manage the said Sibreys buisnesse against the said Witham.

Now may it please your Hon^{rs} to Observe that the reputation of this Court as well as your petitioners lyeth at stake that is in case you continue a member of the Court that may be so corrupted as the said Witham alleadgeth unpunished if found Guilty, the whole reputation of the same falls according to that rule in Chirurgery if any member of the body be Gangerin'd that of necessity it must either be cutt off or the whole body will be corrupted. Liber FF

Now the Humble petition is that if your Hon^rs find me Guilty of so base an Act that I may receive the severest punishment that the Law will afford in such a case And in case I be not guilty I may have such reparation as the Strictnesse of Law will afford in the like case.

And your Petitioner shall pray.

Upon reading the aforesaid petition the said Cuthbert Witham being then present in Court did nominate Raymond Stapelfort to be the author to him the said Witham of the said accusation.

Raymond Stapelfort being called and charged with the aforesaid accusation did in Court did deny he was the Author thereof the Court then telling him that unlesse he could nominate his Authour he himselfe was the authour and first inventor & divulger thereof

The said Stapelfort refuseing to name his Authour it was then Ordered that the said Raymond Staplefort remaine in the Custody of the sheriff without bayle or mainprise untill he nominate his Authour.

The Deposition of Raymond Stapelfort aged forty five yeares or thereabouts sworne the 7th of june Saith

That this Deponent being at M^rs Colletts house did there heare Anthony Calloway say that he did suppose M^r Henry Coursey had tenn thousand pounds of tobacco for assisting Jonathan Sibrey in his buisnesse against Witham and further saith not.

Raymond Stapelfort

Sworne before me the day and yeare abovesaid

Philip Calvert

M^r Daniel Jenifer [p. 610]

Whereas there is an Action of debt of six thousand pounds of tobacco entred in the provinciall Court against me James Shacklady of Talbott County by Mary Smith the executrix of W^m Smith late of S^t Maries County deceased I pray you appeare for me to that action and confesse judgment thereupon and this under my hand and seale shall be your sufficient warrant for so doeing, dated the seven and twentith day of May One thousand six hundred sixty eight.

Test Will: Fardell James Shacklady (seale)

Whereas there is a suite commenced by Anthony Calloway in the provinciall Court against me for a debt of five thousand pounds of tobacco these are to desire you to appeare for me and confesse judgm^t for the said debt And for so doeing this shall be your warrant Wittnes my hand and seale the nine and twentith day of May One thousand six hundred sixty eight.

To John Morecroft Gent One of the Attornyes of the provinciall Court Jonathan Hopkinson (Seale)

Liber FF Mr Daniel Jenifer

Whereas I understand there is an action entred against me as administrator of the Goods and Chattells of Henry Sewall late of Calvert County merchant deceased by Mary Smith the executrix of Wm Smith late of St Maries County deceased for two thousand One hundred thirty three pounds of tobacco due by bill from the said Sewell to the said Smith Wherefore I desire you to appeare as my Attorny at the next provinciall Court and confesse judgment to the said Mary as executrix aforesaid for the said summe of two thousand One hundred thirty and three pounds of tobacco from me as admer aforesaid and for so doeing this shall be your warrant Given under my hand this eight day of April One thousand six hundred sixty eight Wm Dorinton

Test Wiłł Fardell

Mr Daniel Jenifer

Whereas there is an action of debt of foure thousand two hundred and seventeene pounds of tobacco entered in the provinciall Court against me Timothy Goodridg Administrator of the Goods and Chattells of George Richardson late of Talbott County deceased by Mary Smith the executrix of Wm Smith I pray you appeare for me to that action and confesse judgment thereupon and this under my hand and seale shall be your Sufficient warrant for so doeing Dated this first day of March in the xxxvith yeare of the Dominion of Caecilius &c Annoq Dom̃ One thousand six hundred sixty seaven

Wittnesse Jno Morecroft Timothy Goodridg (seale)
Will: Fardell

Mr Daniel Jenifer

Whereas there is an action of debt of foure thousand nine hundred twenty and three pounds of tobacco entred in the Provinciall Court against me John Edmondson of Talbott County Gent by Mary Smith of St Maries County executrix of William Smith late of the same County deceased I pray you appeare for me to that action and confesse judgment thereupon and this under my hand and seale shall be your sufficient warrant for so doeing dated the seven and twentith day of May in the six and thirtith yeare of the Dominion of Caecilius &c Annoq Dom̃ One thousand six hundred sixty eight

Test Wiłł: Fardell John Edmondson (seale)

[p. 611] Costs allowed this Court to the severall persons hereunder written.

Walter pake deft at suite of Thomas Heathcoate the summe of five hundred and eighty pounds of tobacco.

James Humes plt agt Henry Robinson et ux the summe of six hundred thirty five pounds of tobacco. John Cobreth & Rich: Johnson being subp̃ by the deft Ordered they be allowed for their attendance foure hundred and twenty pounds of tobacco.

Luke Gardner at suite George Day the summe of five hundred and ninty pounds of tobacco. Liber FF

Wm Moffett Attorny Richard Allen against Thomas Bowdell the summe of two hundred and seventy pounds of tobacco.

James Martin et ux agt Luke Gardner the summe of One thousand six hundred thirty two pounds of tobacco.

William Hapell against Henry Neale the summe of three hundred and thirty pounds of tobacco.

Toby Wells at suite of John Wright et ux, the summe of six hundred and sixty pounds of tobacco.

George Yate against Edward Loyd Esq Attorny of Richard Owen the summe five hundred and forty pounds of tobacco.

James Veitch at suite George Atkins the summe of foure hundred and twenty pounds of tobacco

Anthony Calloway agt Jonathan Hopkinson the summe of three hundred and ninty pounds of tobacco.

Samuel Tilghman at suite Elizabeth Story admrx Walter Story the sum̄e of three hundred and thirty pounds of tobacco.

Edmund Hinchman against Thomas Manning the summe of two thousand eight hundred thirty foure pounds of tobacco, the deft had time Granted till next provinciall Court to shew cause (if he can) of abatement of the said costs being in the said bill of costs charged for attendance in Calvert County Court by the plaintiff.

Joseph Slade being Subpena'd on the pt of John Wiseman and Hugh Hopewell against Christopher Rousby petitioneth the Court for his Charges.

Ordered that the plaintiffs satisfie the said Joseph the summe of One hundred and twenty pounds of tobacco each.

John Wright and Stephen Tully being Subpena'd on the Pt of Anthony Calloway against Jonathan Hopkinson petitioned for their Charges

Ordered they be allowed three hundred and sixty pounds of tobacco.

To the Honble Charles Calvert Esq Leiftennt Generall of the province of Maryland with the Honble Court.

The Humble petition of Robert perry Sheweth

That whereas Benjamin Hammond by Ordr of Court and his request to them placed in the house of the aforesaid perry who was constrained to buy both meate and corne for the aforesaid Hammond his maintenance dureing the terme of his abode there which was from October the tenth till the last of July last was a twelve month, the aforesaid being a poore man namely perry doth humbly addresse himselfe to the Honble Court imploreing their favourable assistance

Liber FF herein for his satisfaction in regard he hath not received any and their humble petitioner shall pray for them Robert Perry

Ordered the petitioner be allowed nine hundred pounds of tobacco Out of the publique Levy

[p. 612] To the Hon^ble^ the Justices of the Provinciall Court
The humble Petition of John Warren Sheweth
That your Petitioner hath a servant by name Henry Grist that hath been lame and bedridden this nine months, who hath been free two months during which said nine monthes your petitioner hath bin at Great cost and trouble yet the said Henry is still upon the Charge of your petitioner which is a Great damage
Your petitioner humbly therefore referrs the said Henrys Case to your Hon^rs^ whereby the said Henry may be releived and your petitioner disburthened, And he shall pray.

Ordered that if the said Henry Grist doe not recover and be of ability to satisfie the said John Warren then that the Charge thereof be allowed by the County of S^t^ Maries.

To the Right Hon^ble^ the Leiftennt Genll
The humble petition of John Cooke
May it please y^r^ Hon^rs^ That whereas y^r^ Humble Petitioner hath made adresse the last yeare and now likewise that your Hon^rs^ would gratiously be pleased to exempt him from the Levyes being about the age of sixty yeares according to an Order by your Hon^r^ and Councell herein provided, and your petitioner shall be bound to pray for y^r^ Hon^rs^ welfare, &c.

Ordered that the Petitioner be exempted from the Levyes.

This Indenture made the Nine & twentyeth day of May Anno Domini One thousand six hundred Sixtye eight Betweene Walter Pake of the County of S^t^ Maries in th^e^ Province of Maryland Inholder of the one party And John Jarbo of the said County and Province Gentl of the other party wittnesseth that the said Walter Pake for and in consideracon of the summe of foure thousand pounds of tobacco & caske to him the said Walter Pake by the said John John Jarboe in hand paid the receipt whereof the said Walter Pake doth hereby acknowledge And himselfe to be therewith fully satisfied paid and contented & thereof & therefrom & of & from euy part & parcell thereof doth acquitt exonerate & discharge th^e^ s^d^ John Jarboe Hath bargained Sold Aliened Assigned and sett over And by theis pnts Doth for and from himselfe his heires Ex^rs^ and Adm^rs^ bargaine Sell Alien assigne & sett over unto the said John Jarbo one [p. 613] tract or parcell of land conteyning five hundred acres (called S^t^ Peters

Hill) Scituate lying and adjoyning to the land called S^t^ lawrence Freehold on the North side of Brettons in S^t^ Maries County aforesaid Butted and bounded as by Patent under the greate Seale of this Province granted in th^e^ two and thirtyeth yeare of the Dominion of the Right hono^ble^ Caecilius relac̄on being thereto had may more att large appeare Together with all writings Deeds evidences or Manuscripts touching or in any waies concerning the same with all and singuler the rights profitts and benifitts thereunto belonging or in any waies apperteyning To have and to hold the said land and premises unto the said John Jarboe his heires and assignes forever And the said Walter Pake doth for himselfe heires executors and administ^rs^ Covenant promise and agree to and with the said John Jarbo his heires Executors Administrators or assignes that the before Granted tract of land and premises now are and for ever hereafter shall be and continue free and cleere and freely and cleerly acquitted Exenorated and Discharged of and from all and singul̄r former and other bargaines Sales leases rents Guifts Grants Morgages Rent Charges Arrearages of Rents Joyntures Dowers R^ts^ or Titles of Dowers Judgments Statutes Merch^t^ and of the Staple Claimes demands or Incumbrances whatsoever had made Comitted or done or to be had made Comitted or done by him the said Walter Pake his heires ex^rs^ Adm^rs^ or assignes or any of them their or any of their Meanes title assent consent or procurement And that he the said Walter Pake now stands lawfully and Rightfully possest and Seazed of a good and just title in law to sell and Alien the same And th^e^ said walter Pake doth for himselfe his heires executors and Administrators [p. 614] Covenant promise and grant to and with the said John Jarboe his heires executors Administrators and assigns that he the said John Jarboe his heires executors administrators shall and may from time to time and att all times hereafter lawfully peaceably and quietly have hold use occupy possesse and injoy the said Tract of land and premises together with the appurtennances without any lawfull lett trouble suite Evicc̄on or molestac̄on of or by him the said Walter Pake his heires executors Administ^rs^ or assignes or any of them or of any other person or persons lawfully clamying the same or any part or parcell thereof by from or under him or them or any of them or by from or under his or any of their meanes Titles or procurements And that he the said John Jarboe his heires executors and adm^rs^ and assignes shall and att all tymes hereafter have receive perceive and take the rents yssues and profitts thereof to his and their owne proper uses and behoofes, the rents and Services which from henceforth shall Grow due or payable for the same to the cheife lord or lords of the Fee or Fees for the tyme being for and in respect for and in respect of his and their Seigniory or Seignoryes allwaies excepted and foreprized, In wittnes whereof the parties aforesaid to

Liber FF theis Indentures interchangeablely have put their hands and Seales the day and yeare first above written Walter Pake
Signed sealed &
deliũed in p̄nce of
Charles Brooke
Will^m Price

[p. 615] Taken and acknowledged in Open Court the fifth day of June annoqꝫ domini One thowsand six hundred Sixty seaven by the within named Walter Pake to be the Right of the within named John Jarbo and his heires for eū Daniel Jenifer

This Indenture made the Nine & twentyeth day of May Anno domini One thousand six hundred sixty & Eight Betweene Walter Pake of S^t Maries County in the Province of Maryland Inholder of the one party And Robert Joyner of the said County and Province planter of the other party Wittnesseth that the said Walter Pake for and in considerac̄on of the Summe of Six thousand pounds of Tobacco and caske to him the said Walter Pake by the s^d Robert Joyner in hand paid The Receipt whereof the said Walter Pake doth hereby acknowledge and himselfe to be therewith fully satisfyed paid and contented And thereof and therefrom and of and from every part and parcell thereof doth acquitt exonerate and discharge the said Robert Joyner Hath bargayned Sold Aliened assigned and sett over And by theis p̄nts doth for himselfe and from himselfe his heires executors and administrato^{rs} Bargaine sell Alyen assigne and sett over unto the said Robert Joyner One plantac̄on or tract of one hundred acres of land being the first hundred acres of two hundred acres lying on the East side of S^t Clements Bay neere to a creeke of the [p. 616] said bay called S^t Mathias creeke the said hundred acres beginning at a branch of th^e said creeke called Mathias branch at a marked oake bounding on the South with a line drawne East from the said oke for the length of two hundred perches to a marked red oke for length And bounded in bredth with two red okes The one on the bay side the other in th^e woods markt by the said Walter Pake and standing in the middle of th^e said two hundred acres of land Granted to the said Walter Pake by Patent under the greate Seale of this Province on the nineteenth Day of June in the six and twentyeth year of the Dominion of the Right hono^{ble} Caecilius Together with all and Singuler houses buildings Structures Fences Pastures Orchards Gardens Meadowes Feedings wais backsides Easem^{ts} profitts benifitts or Comoditys belonging or in any wise apperteyning to the same To have and to hold the said Plantac̄on or Hundred acres of land and premises unto the said Robert Joyner his heires and assignes for ever And the said Walter Pake doth for himselfe his heires executo^{rs} and Adm^{rs} Covenant promise and agree to and with the said Robert Joyner his heires executo^{rs} Adm^{rs} and assignes that the before bargained tract of land and premises now are and forever hereafter shall be and continue free and cleere and freely and cleerly accquitted exonerated and Discharged of and from all and sin̄gler former and other bargaines Sales Guifts Grants leases rents rent charges Arrearages of Rents Mortgages Joyntures Dowers Rights or Titles of Dowers Judgm^{ts} Statutes merch^{t} and of the Staple claimes demands or incumbrances whatsoever had made comitted or done or to be had made committed or done by him the said Walter Pake his heires executo^{rs} Adm^{rs} or assignes or any of them their or any of their meanes title assent consent or procurem^{t} And that he the said walter [p. 617] Pake now standeth fully seized of a good title in law to sell and Alyen the same And he the said walter Pake doth for himselfe his heires executors and Administrators Covenant promise and grant to and with the said Robert Joyner his heires executors Adm^{rs} and assignes That he the said Robert Joyner his heires executors Administrators and assignes shall and may from time to tyme and att all tymes hereafter lawfully peaceably and quietly have hold use occupie possess the said tract of land and premises together with the appurtennances without any lawfull lett trouble suite Evic̄c̄on or molestac̄on for or by him the said walter Pake his heires executors Administrators or assignes or any of them or of any other person or persons lawfully clayming the same or any part or parcell thereof by from or under him them or any of them or by from or under his their or any of their meanes title or p̄curem^{ts} And that he th^{e} s^{d} Robert Joyner his heirs ex^{rs} Adm^{rs} & assignes shall at all times hereaft̄ have receive p̄ceive & take th^{e} rents yssues & p̄fitts to his & their owne p̄p̄ uses & behoofes (The rents & services w^{ch} from hence forth shall grow due or payable for th^{e} same to th^{e} cheife lord or lords of the Fee or Fees for th^{e} time being for & in respect of his & their Seigniory or Seigniories allwaies excepted & foreprized) In wittnes whereof th^{e} p̄ties afores^{d} to theis Indentures int̄changeably have put their hands & seales th^{e} Day & yeare first above written Walter Pake

Signed Sealed & deliũed (Seale)
in p̄nce of us
Will^{m} Price
John Gero
John Medley

The aforesaid Conveyance acknowledged in open Court the fifth day [p. 618] of June annoq; domini One thousand six hundred Sixty eight by the within named Walter Walter Pake to be the Right of the within named Robert Joyner and his heires foreũ. Daniel Jenifer

Know all men by theis presents that I Daniel Clarke of little Choptancke in the Province of Maryland Doe appoint my loving freind Bartholomew Evalls my true and lawfull Attorny or whom the said Evalls shall appoint or Authorize to acknowledge the Alienac̄on of a Patent of three hundred acres of land lying at th^{e} head of little Choptancke river called Daniells Choice in the Provinciall Court or

Liber FF before the Governor if his hono^{r} thinkes fitt wittnes my hand and Seale this Second Day of November One thousand Six hund^{d} Sixty Seaven Daniell Clarke

Signed Sealed & Deliũed (Seale)
in the p̄nce of us
John Hodson
his
Anthony Hall
mke

This Indenture made the Thirtyeth day of October one thousand six hundred Sixty and Seaven Betweene Daniell Clarke of the one [p. 619] party and Robert windsor of the other p̄ty wittnesseth that the said Daniell Clarke for a valuable consideracõn in hand allready received by mee the said Clarke from the said Robert windsor have granted bargained Sold Aliened confirmed & enfeoffed and by theis presents from me my heires and executo^{rs} Doe grant bargaine Alienate sell and confirme unto the said Robert Windsor his heires executors and assignes All that parcell of land called Daniells choice lyeing on the North side of little Choptancke river on the North east side of the creeke conteyning three hundred acres of land as by patent will more largely appeare with all and singuler the Profitts patents writeings Commodities and hereditaments to the same belonging or in any wise apperteyning and all the Right title interest and demands whatsoever that I the said Daniell Clarke hath in of or to the same belonging or any part or parcell thereof by vertue of any grant bargaine or Sale made by mee the said Daniell Clarke to any person or persons whatsoeũ To have and to hold the said Parcell of land & every part and parcell thereof unto the said Robert Winsore his heires executo^{rs} and assignes To th^{e} Only use and Behoofe of the said Robert Windsore his heires and assignes for eũ freed and acquitted by mee the said Daniell Clarke of and from all manner of former and other bargaines Sales Grants leases Joyntures Dowers Surrenders Judgm^{ts} execucõns and of and from all manner of Titles troubles and encum- [p. 620] brances whatsoever by the said Clarke And for the more Absolute Surety and Sure makeing of all and Singuler the above said Sale of land and every part and parcell thereof to th^{e} said Robert Windsore and his heires ex^{rs} and assignes for ever And in confirmacõn hereof the said Daniell Clarke doe hereunto Sett his hand and Seale the Day and yeare above written

These words (of & and) were enterlined before Signing hereof

Signed Sealed & Deliũed Daniell Clarke
in th^{e} p̄nce of us (seale)
Edward Cooke
Signũ
Morris **M** Mathews

Acknowledged in open Court the fifth Day of June annoqȝ Domini one thousand Six hund^{d} Sixty eight by th^{e} wthin named Daniell Clarke to be th^{e} R^{t} of th^{e} wthin named Robert Winsore & his heires forever Liber FF

Daniel Jenifer

This Indenture made th^{e} five & twentyeth day of June in the six and Thirtyeth yeare of the Dominion of the R^{t} honb^{le} Caecilius lord and Proprietary of the Province of Maryland Betweene Daniell Jenifer of S^{t} Maries in the County of S^{t} Maries in the Province afores^{d} gent̄ on the one party and Cuthbert Witham of the Citty of london in th^{e} Kingdome of England m̄chant on the other p̄ty wittnesseth that the said Daniell Jenifer for Divers good causes & consideracōns him thereunto moveing but especially for & in consideracōn of the full quantity of sixteene thousand five hundred pounds of tobacco to him in hand payd att or before the ensealeing of theis presents whereof and wherewth he acknowledgeth himselfe satisfyed and payd hath Alyened bargayned & sould and doth by theis p̄sents Alyen bargayne & sell unto the said Cuthbert Witham & his heires for ever All that parcell of land called (Large Range) lying in Talbott County on the northerne maine branch of Choptancke river called Tuckahoe creeke beginning att a m̄ked oke on the Easterne side of the said creeke standing upon a Clift neere th^{e} head of the creeke being th^{e} Southermost bound tree of a tract of land laid out for Francis Armstrong & running from the said oke for bredth downe th^{e} Creeke foure hundred perches South to another marked oke by th^{e} creeke side bounded on th^{e} South by a lyne Drawne east from th^{e} said oke for bredth foure hundred perches on th^{e} East by a lyne drawne North from th^{e} End of th^{e} East line foure hundred p̄chs on th^{e} North by a line drawne west from th^{e} end of the North lyne foure hundred perches to the first marked oke on th^{e} west by the creeke conteyning One thousand acres more or lesse Together with all Rights priviledges profitts and benifitts thereunto belonging and apperteyning And allsoe all that parcell of land (called th^{e} Advantage) lying in Talbott County on the Northerne mayne branch on th^{e} North side of Choptancke next adjoyning to th^{e} land form̄ly layd out for Ralph Williams called Beaver necke & beginning att a marked oke being th^{e} uppermost bound tree of th^{e} said Williams land standing on th^{e} lower side of a creeke called Beaver necke creeke & running for bredth Northeast up the river to th^{e} mouth of the westerne branch two hundred p̄ches North east bounded on the North by a line drawne North west up th^{e} said branch foure hundred perches on th^{e} west by a line drawne South west from the end of the North west line two hundred perches untill itt intersects a paralell line drawne from Williams land on th^{e} South by the said land on the East by the river conteyning five hundred acres more or lesse Together with all rights Priviledges [p. 621] [p. 622]

Liber FF profitts and benifitts there unto belonging or any waies apperteyning To have and to hold the said parcells of land with thappurtennces to him the said Cuthbert Witham his heires and assignes forever To the Only use and behoofe of him the said Cuthbert witham his heires and assignes forever And th^e said Daniell Jenifer for him selfe his heires executors and Adm^rs and eũy of them Doth covenant and grant to and with th^e said Cuthbert Witham his heires and assignes and every of them That he the said Daniell Jenifer in his owne Right & to his Owne proper use now is and standeth lawfully Siezed of a perfect and absolute Estate in the law in fee Simple of & in the said parcells of land & other the premisses with the appurtennances and hath good and lawfull right and authority to bargaine Sell and assure the same to the said Cuthbert Witham his heires and assigns forever according to the true meaning of theis presents And that the said parcells of land & all other the premises with the appurtennances now are & forever here after shall bee & continue cleerly and freely Discharged & acquitted or otherwise att all tymes Saved harmlesse by the said Daniell Jenifer or by any other person or p̄sons whatsoever (the rent and services here after to become due and payable [p. 623] for the same allwaies excepted and foreprized) And Moreover the said Daniell Jenifer for him selfe and his heires Covenanteth with the said Cuthbert Witham his heires exe^rs adm^rs and assignes that he the said Daniell Jenifer from tyme to tyme and att all tymes hereafter att the reasonable Request costs and Charges in the law of the said Cuthbert witham his heires or assignes shall and will Doe make suffer acknowledge & execute and cause to be done made suffered acknowledged & executed all & singuler act and acts thing and things in th^e Law with warranty ag^t him the said Daniell Jenifer his heires or assignes or any other person or persons whatsoeũ as by the said Cuthbert witham his h^rs or assignes or his or their Councell learned in th^e law of this Province shall be Devized or advized for the further and better assureance & sure makeing of all and singuler the premises to be had & made sure to the said Cuthbert Witham his heires and assignes for his and their owne use absolutely without any Condic̄on whatsoever And further I the said Daniell Jenifer Doe hereby constitute appointe & ordeyne my loving freind [*blank*] my true and lawfull Attorny for me & in my name and to my use to enter into the said seũall parcells of land above menc̄oned by theis presents bargained and Sold and thereof to take quiett and peaceable possession soe had and taken livery of Seisure and quiet and peaceable possession thereof to deliver to him the said Cuthbert Witham his heires and assignes to the only use & behoofe of him the said Cuthbert Witham his heires & assignes for eũ according to th^e true Effect & meaning of this Indenture, In wittnes whereof the said Daniell Jenifer to this p̄nt Indenture hath sett his hand & Seale the

Day and yeare first above written annoq domini One thowsand six hundred Sixty Seaven Liber FF
Daniel Jenifer
Signed Sealed & deliũed (Seale)
in the p̄nce of
Walter Hall
Edward Savage
William Smith

Acknowledged in Open Court the fifth day of June annoq domini [p. 624] one thousand Six hundred Sixty eight by the within named Daniell Jenifer To be the Right of the within named Cuthbert Witham and his heires for eũ
Daniel Jenifer

This Indenture made the first day of June in the Six and thirtyeth yeare of the Dominion of Caecilius Absolute lord and Proprietary of the Provinces of Maryland and Avalon &c Annoq domini One thousand six hundred Sixty eight Betweene William Marloe of the County of St Maries in the Province of Maryland aforesaid Planter on the one part and George Charlesworth of the same County plantr on the other part wittnesseth that the said William Marloe for and in consideracon of two thousand five hundred pounds of tobacco to him paid before the ensealing and delivery hereof by the said George Charlseworth the receipt whereof he doth hereby acknowledge and thereof and of every part and parcell thereof doth fully acquit & discharge the said George Charlesworth his heires executors & admrs by theis p̄nts Hath given granted bargained aliened & sold & by theis p̄nts doth give grant bargaine Alien enfeoffe & confirme unto him the said George his heires and assignes for ever All and Singuler that Tenemt or Plantacon commonly called or knowne by the name of wilsons Plantacon beginning att the North bound tree of Francis Martin Decd soe running Northerly along the swampe to a marked oke with a line drawne South west to a m̃ked Chesnutt standing on the south west side of a branch called Wilsons branch & runing downe the said branch to a marked oke standing uppon the maine branch of St Jeromes creeke conteyning by estimacon fifty acres more or lesse [p. 625] with all & eũy the houses buildings Orchards Gardens there upon planted and built Together with all waies easemts priviledges Commodities profitts & Emoluments to the same belonging or apperteyning now in the tenure or Occupacon of Vincent Acheson Together with all the writings Deeds Patents Charters or Evidences touching or concning the same or any part or parcell thereof To have and to hold the said Tenement or Plantacon and all and singuler the p̄rmises hereby granted bargained & sold or menconed to be herein or hereby granted bargained or sold with their & eũy of their Rts members and appurtenances whatsoever unto the said George Charlesworth his heires and assignes to the only proper use and behoofe of the said George Charlesworth his heires and assignes for ever And the said

Liber FF William Marloe for himselfe his heires executors and Adm^{rs} the said Tenement or Plantac̄on and all and singler the premises before granted bargained and sold with the appurtenannces unto th^{e} said George Charlesworth and his heires to th^{e} only proper use & behoofe of the said George Charlsworth his heires and assignes for ever against him th^{e} said William Marloe his heires and assignes & all & eũy other person or persons whatsoever lawfully claiming by from or under him them or any of them shall and will warrant & for eũ Dfend by thies p̄nts And th^{e} s^{d} William Morloe for himselfe his executors & Adm^{rs} Doth hereby Covenant & grant to and with the said George Charlsworth his exec^{rs} adm^{rs} that he the said George Charlesworth his heires and assignes and every of them shall & may by force and vertue of theis presents from tyme to tyme and att all tymes for ever hereaft̄ lawfully peaceably and quietly have hold use Occupy possesse and injoy the said Tenem^{t} or plantac̄on and all and singuler the [p. 626] before granted premises with their and every of their Rights members and appurtenances and have & receive and take th^{e} rents issues & profitts thereof to his and their owne proper use & behoofe for ever without th^{e} lawfull let suite trouble deniall interrupc̄on evicc̄on or disturbance of the said William his heires or assigns or of any other person or persons whatsoeũ lawfully clayming by from or under him or them or any of them or by his or their meanes act consent title intrest privity or procurement In wittnes whereof the parties to theis have interchangeably sett their hands and seales the day and yeare first above Written

his
William Mailer
m̄ke
(seale)

Signed sealed & deliũed
in th^{e} P̃nce of us
Richard Moy
John Blomfeild

Acknowledged in Open Court this fifth day of June Annoꝗ domini One thousand six hundred Sixty eight by the within named William Mayler To be th^{e} Right of th^{e} within named George Charlesworth and his heires for ever
Daniel Jenifer

[p. 627] This Indenture made the ninth day of May one thousand six hundred Sixty and seaven Betweene Thomas Gerrard of S^{t} Clements Esq^{r} of th^{e} one party and Richard Foster of the said Mannor planter of the other party wittnesseth that th^{e} said Thomas Gerrard hath for a valuable considerac̄on bargained and Sold and by theis presents doth bargaine and sell unto th^{e} said Richard Foster the two third parts of the whole neck whereon th^{e} s^{d} Richard Foster now dwelleth wth th^{e} Island over ag^{t} the said Neck called by name S^{t} Margaretts Island: according as the whole neck with the said Island which was laid out by Major Lewis for Seaven hundred acres due measure which said land together wth all and singuler the howsings buildings Orchards Gardens pastures Feedings commons as alsoe free ingresse egresse and regresse for Cattle & Hoggs and Lib̄ty of Hunting Hawking fishing and Fowling and likewise to cut and fell trees and carry away Timber for use or uses in any part of the said Mannour in Forrest but not in any lands that is sold or sett but that land only belonging to th^{e} s^{d} Gerrrard the five hundred acres of land belonging to Mattapany excepted To have and to hold with all priviledges profitts & Commodities unto him the said Richard Foster his heires executors administrators or assignes from the day of the date hereof for ever, the said land lying and being in S^{t} Maries County in th^{e} Province of Maryland Yeilding and paying therefore yearely and every yeare unto the said Thomas Gerrard his heires executo^{rs} administrators or assignes two barrells of sound Indian corne or twenty shillings sterling or two hundred pounds of good tobacco and one Capon forty daies before or after Christmas at th^{e} Manno^{r} house of S^{t} Clements aforesaid: And there to appeare upon Summons to doe homage and service att Co^{rt} Leets and Court Barons that may or shall be holden upon th^{e} said Mannor according to th^{e} usuall Custome of Enland or the law of this Province And the said Thomas Gerrard for himselfe his heires executo^{rs} Administrators and every of them doe Covenant grant & agree to and with the said Richard Foster his heires Executors Administrators and every of them by theis presents That th^{e} said Richard Foster his heires executors Administrato^{rs} or ass̄ns shall and may lawfully peaceably and quietly have hold and enjoy all and singuler the premises before by theis presents bargained and Sold and every part and parcell thereof with every th^{e} Rights members & appurtennances without lett suite Trouble evicc̄on expulsion Interrupc̄on or demand of or by the said Gerrard or of or by his heires executors Administrators or any or either of them or of or by any other person or persons whatsoever, It is agreed by th^{e} parties above named that the land belonging to Richard Upgatt which lyeth betweene M^{r} Slye and th^{e} said Foster shall be excepted, And the said Thomas Gerrard doth bind himselfe his heires executors Administrators to warrant and defend th^{e} before bargayned premisses unto th^{e} said Richard Foster his heires executors Administrators or assignes for ever against all just clames and titles to be made by any person or persons whatsoever Whereunto the true performance the parties above named to theis present Indenture do here interchang̃bly sett their hands and seales the day and yeare above written

Liber FF

[p. 628]

The word Gerard interlined before th^{e} Delvery Tho: Gerard
Signed sealed & deliũed together (Seale)
wth possession by Leivery &
Seizin by Turfe & Twigg in
th^{e} p̄nce of us
Tho: Lomax
th^{e} m̃ke of
John I T Tennison
James Edmonds

Liber FF [p. 629] The aforesaid Instrument was at the request of Richard Foster Recorded By mee Daniel Jenifer

This Indenture made the Eight day of May in the yeare of our lord God one thousand six hund^{d} Sixty Seaven Betweene Thomas Gerrard of S^{t} Clements Mannor Esq of the One partye And John Tennisson of the said Mannor planter of the other partye wittnesseth that the said Thomas Gerrard hath for a valuable consideracon in hand all ready received bargained and Sold and doth by theis presents bargaine and sell unto the said John Tennisson One parcell of land as it laid out and agreed by the said Tennison and Richard Foster being bounded as followeth Beginning at th^{e} mouth of the backe creeke soe running by the water side to a swampe over against S^{t} Margaretts Island to a white oke with three notches on the South West side & two Nocthes on th^{e} North east side soe running by a streight lyne Noreast nearest to a Red oke with three Nocthes on the South west side and two Notches on th^{e} north east Side the said oake standing att th^{e} head of a small Marsh lying in th^{e} backe creeke soe running to th^{e} creeke side upon th^{e} North side side of the Marsh soe running by the Marsh side to the back creeke which said parcell of land being laid out for th^{e} one third part of the necke whereon th^{e} said Tennisson now dwelleth the land belongeth to Richard Upgatte excepted, which lyeth betweene M^{r} Slyes and Richard Foster which said land together with all and singuler the Howses buildings [p. 630] and Orchards Gardens Pastures Feedings Commons as alsoe free ingresse egresse and Regress for cattle and Hoggs and liberty of Hunting Hawking fishing and fowling and likewise to cutt and fell trees & carry away timber for use or uses in any part of th^{e} said Mannor in forrest but not in any lands that is Sold or sett But that land only belonging to the said Gerrard th^{e} five hundred acres of land belonging to Mattapony excepted, To have and to hold the said Parcell of land with all priviledges profitts and commodities unto him the said John Tennisson his heires executors Administrators or assignes from th^{e} day of the date hereof for ever Yeilding and paying therefore yearely and every yeare unto the said Thomas Gerrard his heires executors Administrators or assignes one barrell of sound Indian Corne or tenn shillings sterling or one hundred pounds of good tobacco and one Capon forty daies before or after Christmas at the Mannor of S^{t} Clem^{ts} aforesaid and there to appeare upon Summons to doe homage and service att Court leets and Court Barons that may or shall be holden upon the said Mannor according to the usuall Custome of England or the law of this Province And th^{e} said Thomas Gerard for himselfe his heires executors and Administrators doe Covenant grant and agree to and with the said John Tennisson his heires executors Administrato^{rs} or assignes and every of them by theis presents that the said John Tennisson his heires executo^{rs} or Liber FF Administrators & assignes shall and may lawfully peaceably and quietly have hold and injoy all and singuler the premises before by theis premises bargayned and sold and every part and parcell thereof with every th^{e} Rights members & appurtennances without lett suite trouble Evicc̄on expulsion Interrupc̄on or demand of or by the said Gerard or of or by his heires executors and Administrators or any or either of them or of or by any other person or person or persons whatsoever And the said Thomas Gerrard doth bind himselfe his heires Administrato^{rs} to warrant and defend the before bargained premises unto th^{e} said John Tennison his heires executors & Ad- [p. 631] ministrators and assignes for ever against all Just claimes and titles to be made by any p̄son or persons whatsoever, whereunto the true performance the parties above named to theis present Indentures doe here interchangably sett their hands and Seales the day and yeare above written

Tho Gerard
(seale)

Signed sealed & deliūd together
with Possession by livery and
Seizin by turfe and Twigg in
Presence of
Tho: Lomax
th^{e} m̄ke of
Richard W Foster Sen^{r}
Robert Campon
James Edmonds

The aforesaid Instrument was att th^{e} request of th^{e} said John Tennisson within named Recorded p me Daniel Jenifer

Whereas Thomas Gerrard of S^{t} Clements Mannor in S^{t} Maries County in the Province of Maryland Esqꝫ have bargained with and Sold unto Richard Foster and John Tennisson of the same County Plant^{rs} one Tract or parcell of land lying Scituate & being in S^{t} Maries County aforesaid being laid out for Seaven hundred acres be th^{e} same more or lesse, To Say two thirds of th^{e} same land sold to th^{e} abovesaid Richard Foster and the other Third sold to John Tennisson as aforesaid as doth more playnly and perticulerly appeare by Indentures signed & Sealed by the said Thomas Gerard for th^{e} said land bearing date as followeth That is to say Tennissons Deed [p. 632] the eight of May one thousand Six hundred sixty Seaven and Richard Fosters deed the ninth of May one thousand six hundred Sixty and Seaven Now therefore theis may certifie all persons whom theis p̄nts may concerne that I Suzanna Gerard wife to the abovesaid Thomas Gerrard Esquire doe freely and voluntary without any threatning Mennancing or by any manner of way forcing Acknowledge the sale of the said land to be good and doe freely give my

Liber FF consent thereto wittnes my hand the Eighteenth of October One thousand Six hundred sixty Seaven Susanna Gerard
Wittnes Rob^{t} Slye
Richard Upgate
The aforesaid writeing was at the request of John Tennisson & Richard Foster Recorded by me Daniel Jenifer

Know all men by theis presents That I Michaell Powellson Vanderfort with th^{e} consent of my wife have Alienated bargayned & sould unto Gerrard Vanswearing two hundred acres of land that the said Vanswearing now lives upon To have and to hold the said land with all Rights and Priviledges thereunto belonging according [p. 633] to Patent to him the said Vanswearing his heires and assignes for ever free from any lett trouble or molestac̄on of me my heires or any person or persons Clayming or pretending right title or interest to th^{e} said land from me or in my name In wittnes my hand and Seale this Nineteenth day of June Anno domini One thousand six hundred sixty and Sixe Michael Powelson vandefort
Signed Sealed & delivered his m̄ke
in the presence of us
Test John Wright
Richard Foxum
th^{e} marke
Marack Yours
of

The aforesaid writing of Bargaine and Sale was at the Request of John Vanswearing Recorded by me Daniel Jenifer

Know all men by theis p̄nts That I Jonathon Sibrey of the County of Talbott in the Province of Maryland gent̄ have remised released [p. 634] and Quitt Claymed and by theis presents doe remise release & quitt claime as well Cuthbert Witham of th^{e} City of london m̄chant as Christopher Lowther of th^{e} same City merch^{t} their heires executo^{rs} administrato^{rs} and assignes and every of them of and from all and all manner of Acc̄ons suits cause or causes acc̄ons or Suits bills bonds writings acco^{ts} debts dues Strifes variances Differences Controversies Judgments execuc̄ons and demands whatsoever which I the s^{d} Jonathon ever had or which my executo^{rs} adm^{rs} or assignes could or might have against the said Cuthbert or Christopher lowther his or their heires executo^{rs} and administrators or any of them for or by reason of any matter cause or thing whatsoever from th^{e} beginning of the world to the Day of the Date In wittnes whereof I have here unto sett my hand and Seale this fifth day of June in

the Six and thirtyeth yeare of the Dominion of Caecilius &c annoqȝ domini One thousand six hundred Sixty eight Jonathon Sibrey Liber FF
Signed Sealed & deliũed (seale)
in th^{e} p̄nce of
Andrew Cooke
Richard Moy
John Blomfeild

June th^{e} fifth One thousand six hundred Sixty eight

Bee it Remembred that Susanna Williams Sen̄i^{r} from and by a Naturall Affec̄c̄on shee beares to William Marloe Ju^{r} hath given th^{e} said William Marloe one Cowe Calfe with all th^{e} future increase both Male & female th^{e} said Cowe Calfe being marked with a cropp on th^{e} left eare & a hole in the Right Eare.

This William Marloe Jun̄ was borne May th^{e} Tenth One thousand (six hundred) Six hundred Sixty Eight

June th^{e} fifth one thousand six hundred sixty eight [p. 635]

John Sheppard desires his m̄ke of Cattle to be Recorded which is as followeth (Vizt) A Swallow Forke on both eares and under keeld of both eares

Eodem die

Thomas Stonestreat desires his marke of Cattle to be Recorded (Vizt) a T on th^{e} Right eare and a Cropp and an Underkeell on th^{e} left

Eodem die

William Gringoe of S^{t} Maries County Blacksmith desires his Marke of Cattle to be Recorded vizt) the left eare Cropt Slitt and underkeeld the R^{t} eare overhalv'd and Slitt

Eod^{m} die

Grace Gringoe th^{e} Daughter of the s^{d} William desires her marke of Cattle to be Recorded vizt) Slitt and over bitted in both eare

Eod̄m Die

Elizabeth Phillipps of Clements Bay desires her eare Marke of Cattle to be recorded vizt Cropt and holed in th^{e} Right over Keeld & underbite on the left

The Court being ended it is Ordered that the next Provinciall Court to be holden for this Province be On the twentith day of October next.

Whereas Henry Scarburgh of London merchant the third day of June One thousand six hundred sixty seaven procured Out of the Secretaryes Office a coppy of all proceedings registred or filed in the [p. 636]

Liber FF said Office and tending or relateing to the estate of John Bateman Esqꝫ deceased from the time of his death to the day and yeare abovementioned, which Coppy of the said proceedings was returned hither from the Right Hon^ble^ the Lord proprietary of this province to Charles Calvert Esqꝫ Leiftennt Gen̄ll thereof this ninth day of June One thousand six hundred sixty eight with the severall papers hereafter mentioned annexed thereunto which by the said Leiftenn̄t Gen̄ll is Ordered to be fortwith recorded and are as follow (vizt)

To the Right Hon^ble^ Caecilius Absolute Lord and Proprietary of the provinces of Maryland and Avalon Lord Baron of Baltemore &c

The Humble Petition of Henry Scarburgh of London merchant Humbly sheweth

That y^r^ Lōpps petitioner did heretofore entrust One John Bateman of London aforesaid Haberdasher afterwards called John Bateman of the said province of Maryland Esqꝫ as Factor and Agent in Maryland for y^r^ petitioner with the management of One thousand pounds the proper monies of your petitioner to be disposed off for the use of your petitioner in the way of trade.

That the said Bateman afterwards disposed of part of your Orat^rs^ said monies in the purchaseing of lands and hereditaments in your Lōpps said province of Maryland in your petitioners name and in the name of himselfe the said Bateman as joyntenants, or in the sole name of him the said Bateman in trust for your pet^r^ and his heirs.

That the said Bateman haveing purchased the said lands as aforesaid and haveing likewise Severall great Summes of your pet^rs^ monyes in his hands to be disposed off for your pet^rs^ Use in a way of trade made his last will and nominated Mary his wife sole executrix thereof and dyed.

That the said Mary had notice of and was privy to the transactions and trusts before mentioned who after the said Batemans death made probate of the said Will and tooke upon her the execution thereof and possessed her selfe of all the personall estate of the said Bateman and also of your pet^rs^ in the hands of the said Bateman at the time of the death of the said Bateman and entred upon the said purchased premisses pretending the same to be devised unto her by her said husband And by fraud and covin confessed a judgment against herselfe as executrix of the said Bateman in your Lōpps provinciall Court there for two thousand pounds debt pretended to be due unto One Margarett perry in trust for her the said Mary upon a certaine bond long since entred into by the said Bateman but not p^r^tended to be due for any debt or monyes incurred in the way of trade but for a pretended debt pretended to be due long before he entred upon the way of trade or was imployed as a Factor in y^r^ Lōpps said province.

That the said Mary permitted all the said personall estate of the said Bateman and also of y^r^ pet^r^ and likewise the said purchased premisses to be extended and delivered in execution upon the said judgment and tooke the same to her Own Use from the Conusee or Conusees of the said judgment as in satisfaction for the said two thousand pounds so pretended to be due unto her in equity as aforesaid And did likewise procure a certaine Quietus est to be issued Out of your Lōpps said Court there under your Lōpps seale for the barring of all persons from sueing and impleading her, her heirs execut^rs^ or assignes for any matter or thing due from her or recoverable against her as Executrix unto her said Husband. Liber FF

That after the said Quietus est Obtained the said Mary made her last will and dyed haveing made Mary Bateman an Infant her Daughter who was Daughter and heire of the Said John Bateman executrix of her said Will and One John Boague Overseer thereof dureing the infancy of her said Daughter

That Administration of the Goods Chattells and estate of the said Mary the Mother was committed unto the said John Boage with the said Will annexed dureing the Infancy of the said Mary the Daughter who by virtue thereof entred upon the said purchased premisses and became possessed of all the personall estate of the said Mary the mother in trust for the said infant and by virtue of the said Quietus est keepe y^r^ pet^r^ from recovering the said purchased premisses which are undoubtedly the estate of your pet^r^ either in Law or equity And likewise barrs your pet^r^ from bringing cōmenceing or prosecuteing any action or suite in y^r^ Lōpps said Court for the recovery of the monies belonging to y^r^ petitioner in the hands of the said Bateman at the time of his decease. [p. 637]

That all writeings conveyances and evidences relateing to the said purchased premisses are in the hands of the said John Boague or of the said infant or some other for their or One of their Use or uses or in trust for them or One of them As also all the Bookes and papers of accounts of the said John Bateman and which y^r^ pet^r^ cannot compell them to produce by reason of the said Quietus est.

That y^r^ Lōpps pet^r^ hath hereunto annexed true Coppyes of all the said proceedings in your Lōpps said Court for your Lopps more cleare and full satisfaction in relation to the p^r^misses

Your Lōpps pet^r^ therefore humbly prayes that y^r^ Lōpp would please to consider the p^r^misses and to grant him such releife in relation to the same as to your Hon^r^ shall seeme just and reasonable And the rather for that if no remedy can be had for merchants who doe or shall trade into y^r^ Lōpps said province and entrust Factors there with their estates all trades must necessarily cease and be destroyed.

And y^r^ Lōpps pet^r^ as in duty bound shall pray &c

It is his Lōpps pleasure that Richard Langhorne of the Inner Temple London Esq his Lōpps Councell learned in the Law doe

Liber FF peruse the said petition and the papers thereunto annexed and informe himselfe of all the particulars therein conteined and make report thereof unto his Lōpp with his Opinion touching the same and what is thereupon fitt to be directed

February xviiith MDClxvii: William Talbot, by his Lōpps Comand.

May it please yr Lordp.

In Obedience to yr Lordshipps Ordr of the eightenth of this instant February I haue perused the within written Petition together with the severall papers thereunto annexed and have informed my selfe so farr as I cann of all the particulars conteined therein, And as to the said particulars I find.

1° That the petr did imploy the within named John Bateman as his Factor or Agent as in the petition is suggested.

2° That the said Bateman did purchase lands in yr Lōpps province of Maryland with the proper monyes of the petr.

3° That the said Bateman dyed seized of the said Lands and likewise dyed possessed of divers great summes of monyes belonging to the petr and with seūll effects purchased with the petrs monyes. But what certaine sum̄e or summes of monyes the petr intrusted his said Factor or what was paid for the purchase of the said lands or how the Conveyances of the same were takeñ, or of what summes of monies or effects the said Bateman died so possessed are particulars Only proper to come in proof in yr Lōpps Court of yr said province when the petr shall apply there to be releived.

4° That the Other particulars mentioned in the petition are proved by the papers annext to the petition.

Upon all which so farr forth as concerneth the title of the said lands purchased And the petrs estate in the hands of the said Bateman at his death and the proceedings which have been in yr Lōpps provinciall Court of yr said province in relation to the premisses so farr as they are certified in the papers annext as aforesaid I humbly Offer my Opinion unto yr Lōpp as followeth.

First I humbly conceive That if the Conveyances of the Lands purchased by Bateman with the petitioners monies were taken in the name of Bateman Only then the estate thereby conveyed to Bateman was meerely in trust for the petr and his heirs and ought in equity by the said Court (which Court I take to have cognizance of matters of equity as well as matters of Law) to be decreed to the petitioner [p. 638] and his heirs accordingly when the matters of fact shall appeare unto the said Court, my Reasons are 1° Because this is the Constant and Knowne rules of equity in all Our Courts of equity in England 2° And this ought much more to be a Rule of equity in yr Lōpps said province for the secureing and encourageing of trade For if a Factor shall be allowed to dispose of his masters estate there in the purchaceing of lands there And that there be no way by Law or equity to compell the said Factor his heirs or assignees to convey and settle such lands upon the master and his heirs No man can be reasonably encouraged to trade in that Country, But if the said Conveyances were taken in the names of the said Bateman and of the pet^r^ joyntly and for a joynt estate, then I conceive clearely that by the death of Bateman the whole estate remaines vested in the petitioner and his heirs as the surviving joyntenant. **Liber FF**

Secondly As to the title of the said Lands upon the Devise made by Bateman to his wife And upon the devise made by the said wife to her Daughter I humbly conceive that if the petitioner was a joynt purchaser named in the Conveyances then it is cleare nothing is wrought by either of the said Devises For the will of John Bateman could not receive a consumation to take effect as a will but by the death of the testator And at the very instant of the death of the said Testator the whole estate which he had in joyntenancy by Operation of Law vests im̃ediately in the pet^r by Survivorshipp And this being the Act of the Law It workes so as to prevent the Devise which is the Act only of the party from takeing any effect Then the Devise of Bateman to his wife being void the Devise of the wife to her Daughter as to that particular must be void also, But if the pet^r was not a joynt purchaser but that the said Conveyances were taken in the name of the said Bateman Only then the said Bateman being a Trustee and seized in trust for the pet^r and his heirs The Devizee Mary must make the estate subject to the same trust 1° Because a will is a voluntary settlement without valuable consideration And therefore if there were no notice of a trust yet the devisor haueing the estate meerely in trust the Devise shall not barr or extinguish the trust to which it was subject in the hands of the devisor, And the Devisee shall be compelled by a Court of equity to convey the estate to the party for whom the Devisor was entrusted and to his heirs accordingly So also shall the devisee of the devisee 2° Because in this case Mary the wife who was the Devisee had notice of the trust and therefore if she had not come in by a devise but as a purchaser for a valuable consideration she haveing notice of the trust before she purchased the estate should in her hands haue been subject to the trust And it should haue been adjudged her folly to haue taken an estate which was subject to a trust.

Secondly As to the personall estate of the said pet^r in the hands of the said Bateman at the time of his death I humbly conceive that according to Law and more particularly according to the Lawes of y^r L̄opps said province the same shall not be Assetts in the hands of Batemans executrix so as to be charged with or for the proper debts of the said Bateman Because if they should be so charged or chargeable there can be no security in trade or for merchants tradeing thither, much lesse shall they be subject to be charged with debts incurr'd by Bateman before he was imployed as a Factor for the

Liber FF petitioner his master, And this for the security of trade and com̃erce, It being a most necessary Law in y^{r} Lōpps said province That debts incurr'd in the way of trade and accompts relateing to trusts in trade should be preferred to haue satisfaction before debts incurr'd which haue no relation to trade.

Thirdly As to proceedings in y^{r} Lōpps said Court I humbly conceive the same to be wholly erronious 1° there was an action of debt brought upon the bond mentioned in the petition which action was not com̃enced or prosecuted in the name of Margarett perry the Obligee by Gittings her Attorny as it Ought to haue been But in the name of Gittings Attorny of perry And all the proceedings even to the judgment and execution are pursuant to the first processe and declarac̄on so as the recovery is not to perry but to Gittings the Attorny of perry, whereas there was nothing due to Gittings And the bond remaines still in force to be Sued by perry against the execut^{rs} of Bateman Nor can this judgment be pleaded in barr against perry or against the pet^{r} or any Other Creditor of Bateman Because in pleading of a judgment upon execution it must be pleaded to haue bin pro vero debito due to the plaintiff or recoverer in the judgm^{t}, which in this case there was no possibility to plead The plaintiff or recoveror in the judgment haueing nothing truly due unto him upon this Obligation For all that he could pretend was an authority to sue for and in the name of perry And he contrary to his Authority hath gained a judgment in his Owne name for himselfe 2° The action of debt if it had bin well brought in the name and at the suite of perry against the [p. 639] executrix of Bateman could never haue affected the lands of which Bateman dyed seized, for to affect a Free hold the Action must haue been brought against the heire and not against the executrix, And if the Court had an Opinion that the action might well lye against the said Mary to affect these lands to which they conceived she was entituled as devisee they mistooke the Law, For No action can lye for a debt of a Testator but Only against his heirs execut^{rs} or administrators and not against any one as Devisee or Legatee Yett this action was not brought against Mary as Devisee but as executrix Notwithstanding which the Court directed the lands to be valued and at the first petition of this def^{t} decree the Lands to her 3° The Quietus est is such a way of proceeding in a case of this nature as hath not bin heard of in England And I conceive it is wholly void as being against Reason, It is a rule in Law That an Act of parliament against Law would be void. My Reason against this Quietus est is That it is to barr all persons from sueing an executrix for any debt due from the Testator, she haveing alleadged voluntarily not by way of pleading that she had fully administred And upon this Allegac̄on this process was Obtained. Now the plea of fully administred may be a good plea by way of pleading against some debts where other debts which the Law preferreth are pleaded as paid But it is no good plea to an action brought upon a debt preferred by Law to plead payment of a debt which the Law esteemes unfitt to be preferred and so conclude fully administred. For according to Law and Reason every executor at his Owne perill is to take care that he pay his Testators debts in such Order as the Law and policie of the Country requires And if he gives preferrence to a debt which the Law postponeth he shall be compelled to pay the debt to which the Law gives p^r^ferrence out of his Owne monyes and shall not be helped by pleading fully administred. Now in this case the executrix by her Own Act and for her Own advantage did not Only give preferrence to a debt which the law of the Country postponeth but extended and tooke in execution for satisfaction of the same all the Testators estate reall and personall And all that the testator as a Factor had in his hands belonging to his master And to secure her in the possession of all this prevailes with the Court to make a new kind of writt for her Guard. Now though this judgment were notoriously erronious and all the proceedings thereupon yett it cannot legally be reversed, Because there is no party who Ought to bring a writt of Error that can be compelled to bring one But in regard it is not pleadable against the pet^{r} or any Other Creditor for the reasons aforementioned it will prejudice no person Besides upon y^{r} petitioners bill your Lōpps Court may decree that it shall be sett aside and never made use off, And if Gittings be made a party to the pet^{rs} bill the Court may decree him to vacate the said judgment.

As touching my Opinion what I thinke fitt to be done by the petitioner upon the whole matter.

I humbly conceive that he may preferr his bill in y^{r} Lōpps said Court as a Court of equity against Boague the administrator of Mary the mother and against the infant and Gittings to charge them to sett forth upon Oath 1° what Deeds evidences and writeings they haue concerning the said purchased lands 2° what bookes or papers of Accounts they haue relateing to the accounts between Bateman deceased and the petitioner 3° what assetts they received of the estate of Bateman or his wife 4° what profitts they haue received of the said purchased lands 5° what monyes or effects belonging to the pet^{r} and which were in Batemans hands at his death haue come to their hands and to sett forth the errors and collusion in relation to the said judgment and proceedings. He must thereupon pray to haue all the said Deeds writeings evidences bookes and papers brought into Court to haue the truth of the particulars aforementioned appeare Also to haue the said Lands to be decreed unto him And a decree to haue them conveyed to him, To haue Satisfaction decreed to him Out of the estate, And the judgm^{t} vacated. All which that Court as a Court of equity being Satisfied of the equity may decree and compell to be executed.

Liber FF And lastly because yr Lõpps Comand me to Offer what I conceive adviseable to be directed by yr Lõpp in this case In Obedience to your Lõpps Comands I humbly Offer to yr Lõpps judgment.

That I humbly conceive it may consist with justice in case your Lõpp be satisfied in what I here returne in Obedience to yr Lõpps said Order of Referrence That yr Lõpp may please

1° To transmitt all these particulars with the said petition to yr Lõpps said Court together with yr Lõpps judgment in the case.

[p. 640] 2° To recomend the petr and his said case unto the said Court to be releived according to justice and equity.

3° To direct the said Court to supersede the said Quietus est And if possible to recall and cancell it with all the entryes which haue bin any time made thereof

All which I humbly Offer unto yr Lõpp according to the duty of

My Lord Your Lõpps most Obedient Servant

Inner Temple Feb 20, 1667. R Langhorne

C Baltemore.

Caecilius Absolute Lord and proprietary of the provinces of Maryland and Avalon in America, Lord Baron of Baltemore &c To Our Deare Son Charles Calvert Our Leiftennt of Our said province of (seale) Maryland and to Our Deare Brother Philip Calvert Our Chancellour of Maryland and to Our Right trusty and well beloved Councill and Judges of Our said provinciall Court in Our said province of Maryland &c Greeting Haveing well and seriously considered the petition of Henry Scarburgh of London merchant and the Report of Richard Langhorne Esqr Our Councell learned to Us thereupon made, and agreeing in all particulars with the report of Our said Councell learned Wee haue caused the said peticon with the said report thereupon endorsed and all the severall papers wch were fixed to the said petition to be hereunto annexed, all which Wee doe herewith transmitt unto you And Wee doe hereby recomend the said petitioner and the equity of his said case unto you that he may receive releife therein according to the Rules of equity and good Conscience And further Our will and pleasure is and Wee doe hereby Order that upon receipt hereof you doe with what convenient speed you may issue forth Our writt of Supersedeas for the totall and perpetuall superseding of the Quietus est in the said petition and report mentioned And that you doe speedily recall and cancell the said Quietus est and upon the cancelling thereof you doe also Order and cause to be cancelled and obliterated all entryes which have bin made thereof at any time in all or any the Records or entryes of Our said Court or of any other Our Courts of Our Said province Given under Our hand and lesser seale at Armes the One and twentith day of February Anno Dom 1667/8.

Richard Fountaine demanded execution against James Courtney which issued in these words vizt

Caecilius &c To the Sheriff of the County of Calvert Greeting Wee Comand you that you take in execution the body of James Courtney and him in your Custody keepe untill he shall have fully satisfied and paid unto Richard Fountaine as well a certaine debt of five hundred pounds of tobacco being so much recovered at Our provinciall Court held at St Maries the thirtenth day of February last past as also the summe of two thousand eight hundred and eight pounds of tobacco allowed the said Richard for his costs and expences by him expended in The County Court of Calvert County and also One hundred pounds of tobacco more for serving the execution, And hereof faile you not &c Wittnes &c test viiith june in the xxxvith yeare &c. Liber FF

July the viith MDClxviii
Came Fortune Mitford of St Maries County widdow and desired this ensueing marke of Cattle to be recorded for her Children Thomas and Joseph Mitford (vizt) Cropt of both eares a hole in the right eare and Slitt in the left.

July the xth MDClxviii
Came John Heard of St Maries County planter and desired the marke of his Cattle might be recorded (vizt) Underkeel'd and two nicks in the Right eare and two slitts in the left.

To all xpian people to whom these presents shall Come Greeting [p. 641] in Our Lord God everlasting Know yee that I Fortune Mitford of the County of St Maries in the province of Maryland widdow for divers good causes and considerations me thereunto moveing and more especially for the naturall Love and affection which I beare to Thomas Mitford and Joseph Mitford my Children and for settling and establishing the inheritance of the lands and tenements hereafter mentioned to and in Henry Hide, George Macall and Marmaduke Simms of the County aforesaid and their heirs to the uses intents and purposes hereafter Specified, Have Given Granted enfeoffed and confirmed and by these presents doe Give grant enfeoffe and confirme unto the said Henry Hide George Macall and Marmaduke Simms their heirs and assignes forever, all that parcell of Ground Containeing by estimation One hundred Acres Begining On the southeast side of a Runn called the deviding Runn and so runing northwest unto Cranny Creeke with the appurtenñcs which is now in the tenure and possession of me the said Fortune and was purchased by William Watts of Henry Ellery deceased being the moyety of a tract of land containeing two hundred Acres belonging to the said Henry Ellery and adjoyning to the Mannour of West St Maries in St Georges River in the County of St Maries aforesaid with all and every the houses buildings Orchards and Gardens thereupon planted and built, together with all wayes easemts priviledges profitts Comodities and emoluments to the same belonging or appurteining

Liber FF together with all the writings, Deeds, pattents, Charters and evidences touching or concerning the Same or any part or parcell thereof To have and to hold the said parcell of Ground and all other the bargained premisses before by these presents granted mentioned meant or intended to be granted with their and every of their appurtenñcs unto the said Henry Hide George Macall and Marmaduke Simms their heirs and assignes for ever to the Uses intents and purposes hereafter in these p^{r}sents limitted expressed and declared and to no Other use intent or purpose (that is to say) to the Use and behoofe of me the said Fortune and my assignes dureing my naturall life without impeachment of or for any manner of wast and after my decease then to the Only Use and behoofe of them the said Thomas Mitford and Joseph Mitford their heirs or assignes forever Upon this hope trust and confidence neverthelesse in them reposed by me the said Fortune that they the said Henry Hide, George Macall and Marmaduke Simms or the survivor or survivors of them or their or any of their heirs or assignes at all tymes after the ending of the said estate of me the said Fortune of and in the said parcell of ground and all other the abovesaid premisses make such Grants conveyances and assurances of the said parcell of Ground and all other the abovegranted premisses to and On the said Thomas and Joseph Mitford their heirs executors administrators or assignes or the Survivor of them their heirs or assignes for ever And these presents further wittnesse That I the said Fortune as well for the naturall Love and affection I beare to the said Thomas Mitford and Joseph Mitford my Children as for their further maintenance and provision Have Given Granted assigned and confirmed and by these presents doe give Grant assigne and confirme unto the said Henry Hide George Macall and Marmaduke Sim̃s their executors administrators or assignes for ever all those my two Cowes and three heifers being marked as followeth vizt Cropt of both eares a hole in the right eare and slitt in the left eare together with all and every of their female encrease which is or shall hereafter come or be therefrom or any of them To haue and to hold the said two Cowes and three heifers with their female encrease as aforesaid to them the said Henry Hide George Macall and Marmaduke Simms their executors adm^{rs} or assignes forever to the use and behoofe of the said Thomas and Joseph Mitford or their assignes In wittnesse whereof I the said Fortune Mitford haue hereunto sett my hand and seale the seventh day of July in the seven and thirtith yeare of the Dominion of Caecilius &c Annoqȝ Dom̃ One thousand six hundred Sixty eight.

Signed Sealed and delivered Fortune Mitford (sealed)
in the presence of
John Blomfeild
Richard Moy
Richard Edge

The abovesaid Deed of Gift at the request of the said Fortune Mitford the said seventh day of July Recorded. Daniel Jenifer Liber FF

July the xiiiith MDClxviii [p. 642]

Came John Makey of the County of St Maries and requested this marke ensueing might be recorded for Rebecca Makey his Daughter vizt Cropt and slitt in the Right eare, and underbite the left.

July the xiiiith MDClxviii

Came George Bartlett of the County of St Maries and requested the marke of his hoggs may be recorded which is as followeth vizt two Cropps and two holes in each eare.

July the xviith MDClxviii

Came Capt William Boreman of the County of St Maries Gent and requested the marke of his Cattle might be recorded which is as followeth vizt Underkeel'd the Right eare, Cropt in the left and two slitts in the cropp.

July the xviith MDClxviii

Came Capt William Boreman and requested the marke of his Daughter Sarah's Cattle might be recorded which is as followeth vizt Cropt in the left eare and two slitts in the Cropp, Overkeel'd and underkeel'd the right eare.

July the xviith MDClxviii

Came James Bowling of the County of St Maries Gent and requested the marke of his Cattle to be recorded which is as followeth vizt Cropt both eares, underkeel'd both eares, and slitt in both eares.

July xviith MDClxviii

Came the abouesaid James Bowling and requested the ensueing quantity of Cattle with their marke might be recorded for the use of Edward the Orphant of Arthur Turner late of Charles County deceased which are as follow vizt, Three Cowes, three Calves and One yearling heifer, being cropt of both eares, two slitts in the Right eare and One slitt in the left.

July the xviith MDClxviii

Thomas Speak of the County of St Maries desired the marke of his Cattle might be recorded which is as followeth, Cropt of both eares, Overkeel'd of both eares and a nick underneath both eares.

Denis Husklaugh of the County of St Maries desired the marke of his Cattle might be recorded which is as followeth vizt, A T in the left eare a hole in the Right

July xviith MDClxviii

Roger Snell of the County of St Maries desired the marke of his Cattle might be recorded which is as followeth vizt, Cropt and One slitt in the Right eare Overkeel'd and a hole in the left.

Liber FF Bee it knowne unto all men by these presents that I Stephen Humfres Citizen and merchant of London have by these presents made named Ordained Constituted nominated and by these presents doe Constitute nominate and appoint my trusty and well beloved frind Phillip Shapleigh of Puttuxon River in Virginia to be my true and [p. 643] Lawfull Attorny for me and in my name And to my use and behoofe Onely to aske demand sue for Recover and Receive all such sum̃e and sum̃es of Monys goods wares marchandizes whatsoever in what Kinde nature Or quality soever According to the Costom of the place wheare the same shall appeare to be due to mee from all Or any manner of person Or persons whatsoever in Virginia And I doe hereby give and Grant unto my said Attorney or his suffitient deputy Lawfully Autorized under him my full and whole power good licence and Lawfull Autority in the execution of the premisses to take use have and prosecute all such Lawfull wayes remedies and meanes as the Lawes and Costome of the place shall permitt and Suffer for the Obtaineing regaineing and recovery thereof And upon every recovery Or receipt to make and Give A Suffitient discharge And to make and substitute One or more Attornyes under him the premisses And whatsoever my said Attorny Or his suffitient deputy shall Lawfully doe or cause to be done in the same premisses I promise by these presents to allow maintaine Rattify and establish for ever to all intents and purposses as if I my selfe weare then and there personally present In Wittnesse I have hereunto sett my hand and seale this eight and twentith day of September Anno Dom̃ 1667 and in the nintenth yeare of the Reigne of King Charles th^e^ second King of England Scotland France and Ireland defend^r^ of the faith &c

Sealed signed and Deɫɫ Stephen Humfreys (Sealed)
in the presents of us
Thomas Sumerly Not Pubɫ
Richard Couell
Arthur Spallding

July xxxi^th^ MDClxviii

Execution then issued directed to the sheriff of the County of Calvert against the estate of Robert Brooke deceased in the hands of Elizabeth Brooke his administratrix for sixteen thousand seaven hundred seventy five pounds of tobacco (if So much remaine in her hands of the estate of the said Robert) being a certaine debt recovered by John Avery against the said estate the third of June last past. test v^th^ june Retur xx^th^ October next.

July xxx^th^ MDClxviii

Execution issued to the sheriff of the County of S^t^ Maries to take Henry Neale and him safe keepe so that he have his body before the justices of the next provinciall Court to be holden at S^t^ Maries the xxth October next to satisfie unto William Hapell as well a certaine debt of three hundred pounds of tobacco recovered against him by the said William at a provinciall Court held at St Maries the iiiith of June last past as also seaven hundred twenty six pounds of tobacco more then adjudged for his costs and charges expended in and about the recovery of the same. test vth june xxxvith yeare &c. Liber FF

July xxxith MDClxviii

Thomas Vaughan of the County of St Maries desired the marke of his Cattle might be recorded which is Swallow forked in both eares.

August viiith MDClxviii [p. 644]

Marmaduke Semme of the County of St Maries Carpenter desired the marke of his Cattle might be recorded which is as followeth A hole in the Right eare, Slitt in the left and a peice taken of the underside of the slitt.

Sept the 10th 1668

Robert King of St Marys County marriner desired the marke of his Cattle might be recorded wch is as followeth—Under haued on the Right Eare, underkeel'd & ouer keel'd and a peece taken out of the top of the left eare.

ditto die

James Nuthall of st marys County gent desired the marke of his Cattle might be recorded which is as followeth—Cropt on both Eares a hole in both Eares Ouer keel'd on both Eares and under keel'd on the left Eare

Proclamac̄on

By the Leivtennt Generall of Maryland.

Whereas at the last pall Court To be holden at St Mary's for this ꝑvince the iid Twesday of June last past the next pall Cort was thn appointed to be on the iiid twesday in Octob̄ following being the xxth day thereof Now forasmuch as the holding on tht day appointed will ꝑue very inconvenient when as the Goūnor & Councll cannot then conveniently meete together being pressed by some urgent of the ꝑvince wch can̄ot suffer delay

Theis are therefore to give notice to all ꝑsons whome itt may conc̄ne tht the sd Cort to be holden on the twentyeth day of this instant month of October is adjourned untill the second Twesday in Decemb̄ next being the viiith day thereof & all writts & other ꝑcesse issued for tht Court intended to be holden on the xxth day of October shalbe ret̄able on the viiith Day of December next as aforesd Dated from the Office by Order from the Rt horble the viiith day of October in the xxxviith yeare of his lops Dominion oū the sd Province annoꝗ Domini MDClxviii

Liber FF [p. 645] Caecilius Absolute lord & Proprietary of Maryland & Avalon Lord Baltemore &c To all Our officers and Inhabitants in Maryland and to all others whom theis p̄nts may concernerne Sendeth Greeting Know yee That of our Special Grace certeyne knowledge & meere moc̄on wee have granted & as much as in us lyeth doe Grant to our well beloved Inhabitants within th^{e} Citty called or Knowne by th^{e} name of S^{t} Mary's Citty in the County of S^{t} Mary's in th^{e} s^{d} Province of Maryland & th^{e} Circuits p^{r}cincts and priviledged places of th^{e} s^{d} Citty not exceeding th^{e} Space of one English mile Square That they th^{e} said Inhabitants wthin th^{e} s^{d} Citty, Circuitts & pr̄cincts afores^{d} shalbe an Incorporated Citty of one Major one p̄son learned in th^{e} law by th^{e} name of a Recorder & Six Aldermen & Tenn persons as Com̄on Councellmen inhabiteing within th^{e} s^{d} Citty for eū more And that th^{e} s^{d} Major Recorder Aldermen & Com̄on Councellmen shalbe a body in Corporate & one Com̄unity for eū in right & name & shall be by th^{e} name of Major Recorder Aldermen & Com̄on Councell of the Citty of S^{t} Maryes Citty able & Capeable att Law to be sued & to sue And to act execute & doe as a body in Corporate & to have succession for eū, And to th^{t} end to have a Com̄on Seale and that Philip Calvert Esqꝫ one of th^{e} Inhabitants of th^{e} s^{d} Citty shall for th^{e} p̄nt be & be named Mayor of th^{e} s^{d} Citty for th^{e} ensueing yeare & John Morecroft Recorder of th^{e} same & William Calvert Esqꝫ Jerome White Esqꝫ Daniel Jenifer Garrett Vansweringen Marke Cordea & Thomas Cosden Inhabitants alsoe of the s^{d} Citty shalbe Aldermen thereof as long as they shall well behave themselves therein haveing first taken th^{e} oath of Fidelity as alsoe th^{e} oath appoynted by us to be taken by th^{e} Major Adermen & Recorder of th^{e} Citty of S^{t} Mary's Citty And to be Administred unto them Respectively by our Leivtennant of th^{e} s^{d} p̄vince for th^{e} tyme being or by such p̄son or p̄sons as wee or our heires or our Leivtenn^{t} of the s^{d} p̄vince for th^{e} time being shall from tyme to tyme authorize & appoint to administer th^{e} same And th^{e} s^{d} Major Recorder & Aldermen or th^{e} Majer part of [p. 646] th^{m} shall elect & chuse Tenn other of the most sufficient Inhabitants of th^{e} s^{d} Citty to be of th^{e} Com̄on Councell thereof for soe long tyme as they shall well behave themselves therein And that for th^{e} future th^{e} s^{d} Major Recorder Aldermen & Com̄on Councell shall assemble in some convenient place within th^{e} s^{d} Citty on or upon th^{e} Third day of November eūy yeare & shall then & there Elect & chuse by th^{e} Major vote of such of them as shall be then p̄nt one other of the Aldermen of th^{e} s^{d} Citty for th^{e} tyme being to be Major of the said Citty for the ensueing yeare And upon Decease or removeall of the s^{d} Major of the said Citty for the tyme being or upon any Decease or Deceases Removeall or Removealls of the s^{d} Recorder or Aldermen or any of them or within one month after any such respective decease or deceases removeall or removealls th^{e} Residue of the said Aldermen together & with th^{e} s^{d} Mayor if he shall be liveing or

Liber FF

th^{e} Majer p̄te of them shall att a sett tyme by them to be appointed within the s^{d} Citty & p̄cincts elect & nominate Some other p̄son or p̄sons to be Major Recorder Alderman or Aldermen of th^{e} s^{d} Citty in th^{e} place & places of such p̄son or p̄sons soe deceased or removed respectively as th^{e} case shall require So as th^{e} s^{d} Major soe to be Elected & nominated be att th^{e} tyme of Such Elec̄con & nomina̅con Actually one of th^{e} Aldermen of th^{e} s^{d} Citty & so as th^{e} s^{d} Recorder soe to be elected & nominated be a p̄son learned in th^{e} Lawes & soe as th^{e} s^{d} Alderman or Aldermen soe to be elected & nominated be actually at th^{e} tyme of such elec̄con & nomina̅con of the Comon Councell of the said Citty The s^{d} Major Recorder Alderman or Aldermen soe to be Elected & nominated first takeing th^{e} seūall & respective Oathes herein before menconed to be appointed to be by th^{m} seūally & respectively taken as afores^{d} And shall likewise then fill up by th^{e} like Elec̄con out of from & Among th^{e} Inhabitants of th^{e} s^{d} Citty th^{e} full number of Tenn p̄sons to be Com̄on Councell men th^{e} s^{d} p̄sons hereby appointed & named or hereafter to be Elected & nominated Major Recorder or Aldermen to be Justices of the Peace within th^{e} s^{d} Citty Praecints & Territories haveing first taken th^{e} usuall Oath appointed to be taken by th^{e} Justices of peace And the said Major Recorder & Aldermen hereby named & appointed or hereafter to be Elected or nominated or any three of them whereof the s^{d} Major [p. 647] or Recorder for th^{e} tyme being shall be one shall have within the precincts of the s^{d} Citty full power & authority to make Constables & other necessary officers & to rule order & Goūne the Inhabitants thereof as Justices of peace are authorized to doe & shall have power to execute all th^{e} lawes ordinances & Statutes in that behalfe made as fully & amply as if they were authorized thereunto by expresse Comission & named therein willing and Comanding that noe other of our Justices of Peace or Quorum within our s^{d} County or p̄vince Doe att any tyme hereafter take upon them or any of them to execute th^{e} office of a Justice of Peace within the s^{d} Citty thereof notwithstanding any Comission att Large authoriseing them thereunto And further wee will & Grant unto th^{e} s^{d} Major Recorder Aldermen & Com̄on Councell of th^{e} s^{d} Citty for th^{e} tyme being full power & authority to make Order & appoint such by lawes & ordinances Among themselves for th^{e} Regula̅con & good Goūnm^{t} of Trade & other matters exigences & things within th^{e} s^{d} p̄cincts as to th^{m} or th^{e} Majer p̄te of them shall seeme meete so as they be Consonant to Reason & not contrary but as neere as Conveniently may be agreeable to th^{e} lawes Statutes & Customes of England & of th^{e} s^{d} p̄vince of Maryland w^{ch} s^{d} By lawes & Ordinances being ratified & Confirmed by our selfe or our heires or our Leivtennant of th^{e} s^{d} Province for th^{e} time being shall be observed kept & p̄formed by all mann̄ of p̄sons trading & liveing within th^{e} s^{d} Citty under such reasonable paines penaltyes & forfeitures as shall be imposed by th^{e} said Major Recorder Aldermen

Liber FF & Comon Councell or the Major part of them then assembled from
tyme to tyme the said paynes, penaltyes & Forfeitures to be raised by
distresse and Sale of the Goods of such person soe offending and to
be imployed for the publiq; benifitt of the said Citty att their Discrec̄on
w^{ch} s^{d} By Lawes and Orders shall be alsoe repealeable or
lyable to be mittigated or altered att th^{e} Will of our selfe our heires
or our Leivtenn^{t} Respectively And further wee Grant & give Licence
[p. 648] to th^{e} Major Recorder Aldermen & com̄on Councell of th^{e} s^{d} Citty for
th^{e} tyme being & their Successors for eū To have and to hold one
m̄kett weekely within th^{e} s^{d} Citty on eūy Saterday in th^{e} s^{d} weeke in
some Convenient place to be by th^{m} appointed within th^{e} p̄cincts of th^{e}
s^{d} Citty And alsoe one faire yearely to be kept on th^{e} three & twentyeth
day of February in eūy yeare for th^{e} Sale & vending of all man̄
of goods Cattle m̄chandize & all other Commodityes w^{t}soeū & to sett
such a reasonable Toll upon such goods Cattle m̄chandize & othe Commodityes
as shalbe sold therein respectively as shalbe thought fitt
by our selfe our heires or our Leivtenn^{t} of our s^{d} p̄vince for th^{e} tyme
being And shall & may alsoe have & hold a Court of Pypowdry during
th^{e} s^{d} Faire for the Det̄minac̄on of all Controūsies & quarrells
w^{ch} may happen therein according to th^{e} usuall Course in England in
th^{e} like Cases And wee Grant unto th^{m} all p̄fitts & p̄quisitts due incident
& belonging to th^{e} s^{d} Markett Faire & Court of Pypowder Provided
allwaies th^{t} if th^{e} s^{d} Major or Recorder so chosen or to be
chosen from tyme to tyme as afores^{d} or either or any of th^{m} shall
att any tyme hereafter misbehave him or themselves in th^{e} Execucon
of their or any of their seūall & respective office or offices in th^{e}
Judgm^{t} of ourselfe or our heires or our Leivtenn^{t} of the s^{d} p̄vince
for th^{e} time being And th^{t} wee or our heires or our Leivtenn^{t} of th^{e}
s^{d} p̄vince for th^{e} tyme being shall direct & signify under our his their
or any of their hand & Seale hands & Seales to th^{e} Aldermen of th^{e}
s^{d} Citty or any two of them That it is our his or their pleasure that
such Major or Recorder Respectively soe misbehaveing them or th^{m}
selves shalbe removed or disposed from th^{e} execuc̄on of his or their
respective office or Offices respectively That then & imediately after
such significac̄on th^{e} Authority & power hereby Given to such Mayor
or Recorder respectively shall cease & be voyd And wee hereby authorize
[p. 649] & appoynt that another Major or Recorder respectively be
within one month next after elected & chosen in man̄ afores^{d} as
if th^{e} s^{d} Major or Recorder soe misbehaveing him or themselves &
so as us our heires or Leivtenn^{t} or any of us directed or appointed
to be removed were actually dead Given att S^{t} Maries under our greate
Seale of th^{e} s^{d} p̄vince th^{e} Third day of November in the Seaven &
thirtyeth yeare of our Dominion oū Maryland annoq; domini One
thousand six hundred sixty eight Wittnes our Leivtenn^{t} of th^{e} said
Province Charles Calvert

The Forme of th^{e} Oath to be taken & to be given & Administred unto th^{e} Major Recorder & Aldermen of th^{e} Citty of S^{t} Marys in th^{e} County of S^{t} Mary's in Maryland Liber FF

You shall sweare th^{t} you wilbe true & faithfull unto th^{e} R^{t} hon^{ble} Caecilius Lord Baltemore Lord and Proprietary of this p̄vince of Maryland & th^{e} Islands thereunto belonging & to his heires Lords & Proprietarys of th^{e} same & to his Leivtenn^{t} or cheife Goūno^{r} here for th^{e} tyme being & shall not att any tyme discoū anything to th^{e} p̄judice of his s^{d} Lo^{p} or of his heirs or to his or their Goūnm^{t} as itt is established in this p̄vince of Maryland you shall well & truely execute th^{e} office of Major within th^{e} Citty of S^{t} Mary's Citty & th^{e} p̄cincts & lib̄ties thereof according to th^{e} best of your Skill knowledge & power So help you God &c

November the Fith one thousand six hundred sixty eight [p. 650]

Came John Hunt & desir'd his marke of Cattle to be Recorded vizt Cropt on the left Eare & a hole under Keeld & oū Keeld, In the Right eare A hole underkeeld & oū keeld.

Eod̄ die

Came George Charlesworth of the County of S^{t} Maries & desir'd his marke of Cattle to be Recorded (vizt) a swallow Forke on the Right eare, & Cropt & two slitts on th^{e} left eare

Novemb̄ th^{e} foureteenth

Came Vincent Acheson of the County of S^{t} Mary's & desired th^{t} his Daughter Mary Acheson her eare m̄ke of Cattle might be Recorded w^{ch} is as followeth, Cropt on th^{e} Right eare, Two slitts on the left eare & swallow Forkt

Eod̄ die

Came Nicholas Gwyther & desired his m̄ke of Cattle to be Recorded vizt, swallow forkt on both eares.
This eare m̄ke of Nicholas Gwyther
made voyd & another recorded, fo. 741.

The Prouinciall Court of the R^{t} Hon^{ble} Caecilius Absolute Lord & Proprietary of the Prouince of Maryland houlden in his said Lordsp̄s Citty of S^{t} Marys before the Justices of the s^{d} Court The Eighth day of December in the Seauen & thyrtyth yeare of his lo͞pps Dominion one thowsand Six hundred Sixty Eighte [p. 651]

The Court being Called the Cryer makes Proclamac̄on vide pa. 661

All Justices of Peace Coroners Stewards of Leets & Liberties and Other Officers that haue taken any Inquisitions Indictm^{ts} or Recognizances whereby yo^{w} haue let any man to Bayle put in yo^{r} Records thereof forthwith that his lo͞pps Justices may proceed

Liber FF The Cryer maketh another Proclamac̄on (uizt)

Yow good men that be impanell'd to enquire for the Rt Honble the Lord Proprietary for the Body of this Prouince answere to yor names euery man att the first Call upon paine & perill that shall fall thereon

The names of the Grand Jury being as followeth (uizt

Foreman Thomas Sprigg
George Macall
Henry Hyde
James Thompson
Raphaell Haywood
Wm Meares
Timothy Gooddrige
William King
Tho: warner
Roger shehee
John Gittings
Randall Hanson
John Courts
George Beckwith
Thomas Taylor
John Anderton

The said Grand Jury being called by their names answered thereunto and were all sworne

The Attorny Generall then deliuers unto the Grand Inquest these Indictmts following

Walter Pake Indictmt

Let it be enquired for the Rt Honble the Lord Proprietary if Walter Pake of St Lawrences in Brittons Bay in the County of St Marys Inholder the twenty third day of Octobr in the yeare of Our Lord God One Thowsand Six hundred Sixty Eighte and in the seauen and thiretyth yeare of the Dominion of the said Ld Proprietor at the howse of the said Walter Pake at St Lawrences in Brittons Bay in the County aforesaid by force and Armes and of malice forethought upon William Price in the Peace of God and of his lords̄p then and there being an Assault did make and wth a Certaine drawne sword of the ualue of fiue Shillings which he the said walter Pake then and there in his right hand did hold the said willm Price did on the left side his body thrust and peirce through to his right side under the souldier and by the same thrust a Certaine mortall wound of the length of Seauen inches and the bredth of one inch to the said willm Price did giue of which mortall wound the said william Price Immediately did dye, and further if the said walter Pake wth the same Sword which he then and there in his right hand did hould one other mortall wound in the throate of the depth of three inches and bredgth of one inch to the said william Price did giue soe that the said william Price of the last wound had dyed if he had not dyed of the former wound to him by the said walter Pake Giuen and soe if the said Walter Pake at St Lawrences aforesaid in the County aforesaid in manner and forme aforesaid feloniously and of malice forethought did kill and murder Contrary to the peace of his said lords̄p his Rule and dignity

uerte [p. 652]

Will Caluert

The Euidences
Peter Gramare
Rupert Birkenhead
Thomas Couant

Liber FF
W^{m} Key
Indictm^{t}

Let it be enquired for the Right Hon^{ble} the L^{d} Prop^{r} if Will^{m} Key of Selbys Cliff in Caluert County the twenty Sixth day of Nouemb^{r} One Thowsand Six hundred Sixty Eight att Selbys Cliff aforesaid in the County aforesaid in the Chamber of Francis Billingley by force and Armes upon Ann Billingsley the wife of Francis Billingsley of Selbys Cliffs aforesaid in the County aforesaid then and there in the peace of God and his said lōpp being, an Assault did make and then and there the said Ann Billingsley against the will of the said Ann Rauished and Carnally knew Contrary to the peace of his said lōpp and ag^{t} the forme of a Certaine Statute in the Parliam^{t} of Edward the first King of England held att Westminster in the County af middlesex in the thirteenth yeare of his Raigne in that Case Prouided and sett forth Wiłł Caluert

The Euidences are
John Kinsey
John Christopher
Ann Birdge
Ann Billingsley

Tho: Corker
Indictm^{t}

Let it be enquired for the Rig^{t} Hon^{ble} the Lord Proprietary if Thomas Corker in Charles County in port tobacco Creek planter On the twenty fourth day of Octob^{r} in the yeare of Our Lord God One thowsand Six hundred Sixty Eighte and in the Seauen and thiretyth yeare of the Dominion of Caecilius &^{c}: att the howse of Clement Theobalds in port tobacco Creek aforesaid in the County aforesaid upon Richard Turner by force and Armes ann Assault did make with a Certaine gunn of the ualue of Tenn shillings which hee the said Thomas Corker in his right hand then & there did hold diuers wounds in the body of him the said Richard Turner did make soe that of the said wounds the said Richard Turner immediately did dye and soe the said Thomas Corker the said Richard Turner then & there feloniously did Kill Contrary to the peace of his s^{d} lōpp his rule and dignity

The Euidences are W^{m} Caluert
Clem^{t} Theobalds
Ralph wormley
Tho: Knapp
Robert Benson
Mary Theobalds

[p. 653]
W^{m} Benge
his
Indictment

Let it be Enquired for the R^{t} Hon^{ble} the Lord Proprietary whether William Benge of s^{t} Josephs manno^{r} in Caluert County the first day of December in the Seauen & thiretyth yeare of the Dominion of Caecilius &^{c} at the howse of George Beckwith in S^{t} Josephs Manno^{r} in the County aforesaid Three Whisks of the price of Twenty two shillings of the Goods and Chattles of Richard Taylor marriner

Liber FF feloniously did steele take and Carry away against the peace of his said Lordsp his Rule & dignity Willm Caluert

The Euidences are
Rich: Pridge
Wm Murroe
Wm King

The Grand Jury being wthdrawne, The Court doth sweare all Euidences named to each bill aforemenconed in Court and after sent to the said Jury And the Court thereupon riseth

The Court being sett in the afternoon Sends for the Grand Jury who appearing was called and Answered euery man to his name and deliuers to the Court such bills as they were agreed off and endorced thereon as followeth

On the back side of Walter Pakes Bill or Indictment was these words (uizt) Billa Vera

On the back side of William Kees Bill or Indictment was these words (uizt) Billa Vera

On the back side of Thomas Corkers Bill or Indictment was these words (uizt) Billa Vera

On the back side of William Benges Bill or Indictment was these words (uizt) Ignoramus

The Jaylor hauing brought his Prisoners into the Hall, The Cryer makes Proclamacon that his lops Justices was then agoeing to proceed upon the pleas of the Crowne to the arraignmt of Prisoners upon life and death

Whereupon Walter Pake being Sett to the Barr the Clerk read unto him as followeth (uizt)

Thow art here indicted by the name of Walter Pake for that thow on the twentyth third day of October in the yeare of Our Lord God One thowsand Six hundred Sixty eight and in the Seauen and thiretyth yeare of the Dominion of the Lord Proprietary at thy howse att St Lawrences in Brittons Bay in St Marys County by force [p. 654] and Armes and of malice forethought upon William Price in the Peace of God and of his lorsp then and there being, an assault did make and wth a Certaine drawne Sword of the uallue of five shillings which thow the said walter Pake Did then and there in thy right hand did hold, the said William Price did on the left side his body thrust and peirce through to his right Side under the souldier and by the same thrust a Certaine mortall wound of the length of seauen inches and the bredth of one inch to the said william Price did giue of which mortall wound the said william Price immediately did dye, and further that thow the said Walter Pake with the same sword which thow then and there in thy right hand did hold one other

Liber FF

mortall wound in the throate of the depth of three inches and breadth of one inch to the said william Price did giue soe that the said william Price of the last wound had dyed if he had not dyed of the former wound to him by thow the said walter Pake giuen soe that thow the said Walter Pake of S^{t} Lawrences afores^{d} in the County aforesaid in manner and forme aforesaid feloniously and of malice forethought did Kill and murder Contrary to the Peace of his lōpp his rule and dignity

What saiest thow art thou Guilty of this murder whereof thow stands indicted or not Guilty

The Prisoner answered Not Guilty

Being askt how he would be tryed Answered By God and the Country whereupon the sherriffe being called deliuers in a Pannell of Jurors whose names are as foll:

Foreman M^{r} Christopher Rowsby
John Vicaris
Peter Joy
Mark Pheypo
Tobias Wells
Edmund Lindsey

John Sewell
Reymond staplefort
Henry Cox
Robert Gooddrick
Hugh stanley
John whahob

James williams being sum̄oned as one of the aforesaid Jurors and not appearing It is ordered by the Court that he bee fined to the Lord Proprietary according to the Act of Assembly

Also that Nicholas Wyatt being sum̄oned upon the Grand Inquest and refusing to take the Oath of a Juror, was likewise Ordered that he bee fined to the Lord Proprietary according to Act of Assembly in that Case made and Prouided

[p. 655]

The Clerk sattisfying the prisoner that the Jury last called was those that must pass upon his life & death therefore if he could Challenge any of them to doe it before they were sworne

The Jury being Called euery man by his name and Answering thereunto were sworne seuerally The prisoner making noe Challange &^{c} The petty Jury being Counted by the Cryer was twelue in number

The Prisoner being called to the Barr held up his hand, and the Jury looking upon him had the Charge giuen them, (uizt) that they shall understand hee stands indicted by the name of Walter Pake of S^{t} Lawrences in the County of S^{t} Marys &^{c} as in the Indictm^{t} (which was read to them at large) upon which Indictm^{t} hee hath been arraigned upon his arraignm^{t} hee hath pleaded not Guilty, and for his Tryall hath put himselfe upon God and the Country which Country they were soe that theire Charge was to enquire whether he be guilty of the murder whereof he stands indicted or not Guilty if they found him Guilty to enquire what lands &^{c} and heare theire Euidence

Liber FF Then was called Peter Gramare Rupert Birkenhead and Thomas Couant for Euidence ag^{t} th^{e} prisoner who being sworne and Examined in Court declared to the Jury what they could say therein which being sufficient Euidence for th^{e} Lord Proprietary the Jury went from th^{e} Barre

The Jury of life and death being agreed Came into Court to giue theire Virdict, being called by theire names answered thereunto and being askt if they were agreed of theire Virdict Answered yea, & who shal say for them answered theire Foreman

The Prisoner being then called to the Barre there held up his hand

The Clerk then bid the Jury look upon the prisoner

yo^{w} that be sworne what say yo^{w} is he Guilty of the murder whereof hee stands endicted or not Guilty

Who deliuered in theire Virdict as followeth in writeing

Wee the men of the Jury sworne upon the tryall of the life & death of Walter Pake doe returne our Verdict specially in manner following,

That Walter Pake is Guilty of the death of Will^{m} Price by wounding him in seuerall places of the body whereof hee dyed

That Walter Pake was drunk and did not know what he did att the time of Committing the fact aforesaid

uerte [p. 656] Therefore if the Court are of Judgm^{t} that it was murder, Then the Jury doe finde it murder But if not then the Jury doe finde it manslaughter

The whole Bench then gaue theire Judgm^{t} that the said walter Pake now Prisoner att the Barr is Guilty of Murder

The Prisoner hauing nothing to alleadge why according to law he should not haue Judgm^{t} to suffer death, The Judge proceeded And past sentence of death on the s^{d} prisoner who desired he may suffer death before his owne howse where hee Com̄itted the fact, which was granted him, And warr^{t} of Execuc̄on issued to the sherriffe of S^{t} Marys County to Cause the Body of the said Walter Pake to be Executed att the place aforesaid by the hands of Pope Aluey on Thursday next being the seauenth day of this Instant between nine and twelue of the Clock in the morning, then and there to hang by the neck untill he shall be dead

The Court then proceeds to the tryall of Thomas Corker and William Kee, who being called to th^{e} Barr there held up theire hands, and the Bills being read that was found ag^{t} them by th^{e} Grand Jury they were demanded seuerally, whether they were Guilty of what they stood endicted or not Guilty who answered seuerally not Guilty,

Being asked how they would be tryed Answered seuerally by God & th^{e} Country

Liber FF

Whereupon the sherriff being called deliuers in a Pannell of Jurors whose names are as followeth

Foreman M^{r} Joseph Horsley
Henry Hosier
Richard Attkins
Curtis Fletcher
John Staynes
Oliuer Gery
John Potts
Thomas Hinton
Clement Theobalds
John Cock
Walter Greene
Jonathan Marler

The Jury being called euery man by his name and answering thereunto were sworne seuerally

The Prisoners making no Challange &^{c} The petty Jury being counted were twelue in number

The Jury then had theire Charge giuen them (in forme as was to the other prisoner) Concerning the Prisoners att the Barr, and that they should now heare theire Euidence

Then was called John Kinsey John Christopher Ann Birdg and [p. 657] Ann Billingsley to giue Euidence on behalfe of the L^{d} Prop^{r} against William Kee now prisoner att the Barre

Also then was Called Clement Theobald Ralph wormley Thomas Knap Robert Benson and mary Theobald to giue Euidence on behalfe of the Lord Prop^{r} ag^{t} Thomas Corker now prisoner att the Barr

all which Euidences appearing were sworne & examined in Open Court declaring to the Jury what they could say therein Which being done the Jury went from th^{e} Barr

The Jury of life and death being agreed came into Court to giue theire Verdict, being called by theire names answered thereunto and ask if they were agreed of theire uerdict answered yea, and who should say for them answered the foreman

The Prisoners was then called to the Barr and there held up theire hands

The Clerk then said to the Jury look upon William Kee prisoner att the Barr, yo^{w} that be sworne what say yo^{w} is hee guilty of what hee stands endicted or not Guilty, Who answered Not Guilty soe yo^{w} all say answered yea, the Jury being askt if he did fly for it, answered not to our knowledge

The Jury then was askt whether Thomas Corker the other prisoner att the Barr was Guilty of what hee stands indicted or not Guilty, Who deliuered in a speciall Verdict in writeing as followeth (uizt)

The Jury doe finde the speciall matter thus (uizt) That Richard Turner was killed wth a gunn by Tho: Corker and the pray the aduizm^{t} of the Court if the Co^{rt} doe finde it manslaughter wee finde it manslaughter Otherwise Wee finde it manslaughter by misaduenture

The Court then askt the Jury where they finde hee was when hee was killed or shott, answered upon some loggs without doores asleep

Liber FF The whole Judgm^{t} of the Bench is that it was but manslaughter by admisaduenture The Jury was then demanded if he flye for itt who answered not to theire knowledge

Proclamac̄on being made in Court, The said William Kee and the said Thomas Corker was Clear'd by the same, noe person appearing to giue further Euidence against either of them

[p. 658] Seuerall persons hauing brought to Court theire seru^{ts} To haue theire ages Judg'd was refused to be downe by the Justices it being Bussiness belonging to the County Court and not to the Prouinciall Court

Upon the pet^{n} of Marmaduke simm who marryed Fortune Mittford the Executrix of W^{m} Champ late of s^{t} Marys County phytitian dec^{d} ag^{t} Henry Hyde the Administrator of Rob: Cager late of the said County dec^{d} for Two Thowsand pounds of tobacco

The said Henry Hyde as Administrat^{r} aforesaid Confesseth Judgm^{t} for the same unto the said Marmaduke in proper person, And ordered to be soe Entred for Judgment

Richard Tilghman pl̄t
Symond Carpenter def^{t}
Morecroft p̄ quer̄
Jenifer p̄ def^{t}

This Cause respited from last Court since which both parties are agreed as by theire Letters sent to theire Attornyes

Walter King plaintiffe
Jn^{o} Stone Adm^{r} Richard Stone defendant

Morecroft p̄ quer
Caluert p̄ defend^{t}

This Cause was respited from last Court to this; in which interim and ag^{t} which time Thomas Nottley and Benjamin Rozer then appointed Auditors was to Audite all Accompts brought to ueiw and to make theire report thereof which being not done ag^{t} the first day of this Prouin^{all} Court alleadging theire Com^{con} was out of date therefore the Court doth now Continue the same And the said Auditors doth deliuer in theire report The sum̄e of which is, that by theire examining of all Papers relating to both partyes in and Concerning the Accompt now in dispute they doe finde the defend^{t} as Adm^{r} of Richard Stone to be Justly endebted unto the plaintiff Walter King the full sum̄e of Six thowsand One hundred twenty and three pounds of Arronoca leafe tobacco in Caske, which said Audite is by the Court Ordered to be Entred for Judgment

Thomas Keeling humbly desires the Court that they would please to appoynt William Caluert Esqꝫ his Guardian, which was accepted by the said Caluert and soe ordered by the Court

Patrick Due pl̄t } Rozer p̄ quer̄ } Liber FF [p. 659]
John Grammer def^{t} } Morecroft p̄ def^{t} }

This Cause being an appeale from the County Court of Caluert and here respited from last Court unto which the said John Grammer doth now demurre and saith that in prosecuc̄on of the said Appeale the said John Grammer by John Morecroft his Attorney saith that matter in Euidence by the said Patrick due giuen is not sufficient in law to proue the Issue Joyned betwixt them and this he is ready to auerre Wherefore for default of sufficient Euidence hee Craueth Judgm^{t} against the said Patrick if &^{c}

And the def^{t} Joyneth in demurrer
Ben: Rozer

Opinion of the Bench that it is no sufficient Euidence wherefore Judgm^{t} past ag^{t} the said Patrick Due

John Blomfeild gen^{t} was this day Sworne Attorny of this Court According to the Oath for Attornys

Daniel Jenifer plaintiffe } Jenifer p̄ p̄ }
Cuthbert witham def^{t} } Morecroft p̄ def }

The pl̄t sues the defend^{t} in a plea that hee render him Twenty Two Thousand Seauen hundred & twelue pounds of tobacco w^{ch} he oweth him and unjustly doth detaine &^{c}:

The defend^{t} replyes (uizt)

And the said Cuthbert by John Morecroft his Attorny cometh and defendeth the force and Injury when &^{c}: and as to the Two and Twenty thowsand Seauen hundred and twelue pounds of tobacco in the declarac̄on menc̄oned the said John saith hee is not informed by the said Cuthbert his Clyent of any Answere thereunto to giue Therefore the said Daniel doth remaine against him the said Cuthbert as to the said sum̄e of Two and Twenty thowsand Seauen hundred and twelue pounds of tobacco undefended, non Sum informatus

Jn^{o} Morecroft

Therefore it is Ordred by the Court here that the saide Daniel recouer of the said Cuthbert the said Sum̄e of Twenty Two Thowsand Seauen hundred & twelue pounds of tobacco wth Costs

The said Daniel doth humbly pray the Court here to grant him an Elegit against the Estate of the aforesaid Cuthbert witham for his aforesaid debt of Twenty Two Thowsand Seauen hundred and twelue pounds of tobacco wth Costs which said Elegit by the Court here to the said Daniel is granted

Daniel Jenifer plaintiffe } Jenifer p̄ p̄ } [p. 660]
John Pitt defendant } Morecroft p̄ def: }

The pl̄t sues the defend^{t} in an acc̄on of debt for Seauen thousand Foure hundred & Sixty pounds of tobacco and Caske

Liber FF And the said John by John Morecroft his Attorny Cometh and defendeth the force and Injury when &c: and as to the Seauen thowsand foure hundred & Sixty pounds of tobacco in the declarac̄on menc̄oned the said John Morecroft saith hee is not informed by the said John Pitt his Clyent of any Answere thereunto to giue Therefore the said Daniel Jenifer doth Remaine against him the said John Pitt as to the said sum̄e of Seauen Thowsand foure hundred and Sixty pounds of tobacco Undefended Non sum informatū

Jn° Morecroft

Therefore it is Ordred by the Court here that the said Daniel recouer of the said John Pitt The said sum̄e of Seauen Thowsand Fowre hundred and Sixty pounds of tobacco and Caske w^th^ Costs

Daniel Jenifer plaintiffe } Jenifer p̄ p̄
Thomas warner defendant } Rozer p̄ defend^t^

The pl̄t sues the defend^t^ in a plea that the defend^t^ render him Foure Thowsand Six hundred pounds of tobacco and Cask which hee oweth him and unjustly doth detaine &c:

And the said Thomas by Benjamin Rozer his Attorney cometh and defendeth the force and Injury when &c: and as to the Foure Thowsand six hundred pounds of tobacco and Cask in the declarac̄on menc̄oned the said Benjamin saith hee is not informed by the said Thomas his Clyent of any Answere thereunto to giue therefore the said Daniel doth remaine ags^t^ him the said Thomas as to the said sum̄e of Fowre Thowsand Six hundred pounds of tobacco and Cask undefended Benj^a^ Rozer

Therefore it is Ordered by the Court here that the Said Daniel recouer of the said Thomas The said sum̄e of Fowre Thowsand Six hundred pounds of tobacco and Cask w^th^ Costs

Walter King plaintiffe } Morecroft p̄ quer̄
John Stone the Administrator } Caluert p̄ deft
of Richard Stone defend^t^ }

This Cause respited from last Court Judgm^t^ in this Cause allready Entred in folio 658

[p. 661] Daniel Jenifer Plaintiffe } The pl̄t issued out his writt of Priu-
Anthony Callaway Defendant } iledge against the defendant th^t^ he render unto the pl̄t Sixteene hundred pounds of tobacco which hee unjustly doth detaine &c

The sherriffe returnes his writt Non est Inuentus Whereupon the pl̄t Craues an Attachm^t^ ag^t^ the Estate of the defend^t^ for the said sum̄e of Sixteen hundred pounds of Tobaco, which to the plaintiffe is granted

Daniel Jenifer pl̃t } The pl̃t issued out another writt of priuiledg Liber FF
Ant° Callaway deft } agst the defendt that he render unto the pl̃t Sixteene hundred pounds of tobacco & Cask wch he unjustly doth detaine &c

The sherriffe returnes his writt Non est Inuentus Whereupon the pl̃t Craues an Attachmt agt the Estate of the defendt for the said sum̄e of Sixteen hundred pounds of tobacco and Cask, which to the pl̃t is granted

John Hunt plaintiffe } morecroft p̄ quer }
Rob: Chisick Admr of } Rozer p̄ def }
John Startup defendt }

This Cause respited from last Court and is now respited againe till the last day of this Court

The Court adjourns untill tomorrow morning

December the Eighth all present as yesterday (uizt)
Charles Caluert Esqꝫ Leiutennt Generall & Cheife Justice
Philip Caluert Esqꝫ Chancellor and one of the Justices
Jerome White Esqꝫ }
Baker Brook Esqꝫ } Other Justices
Coll̃: wm Euans Esqꝫ }

Joseph Gundry the Admr of John Jones late of Ann Arrundell County deceased, Exhibites unto the Court his Accompt of the sd decds which being perused an allowed off; Came John Norwood as a Credittr to the said Estate by John morecroft his Attorny and excepts agst the said Accompt for that he is not sattisfyed Seauen hundred pounds of tobacco due to him out of the same

The said Gundry by Benjamin Rozer his Attorny alleadgeth to the Court, that the said debt was tender'd the sd Norwood by a Bill of one Mr Lakes for more then the said sum̄e and due to the said Estate of John Jones which by him was refused but yet is still ready to pay the same to the said John Norwood

The said Norwood likewise Craues Cost for his attendance seuerall Courts in and about this suite wch by the Court is not allowed off but the said Accompt allowed off the said Gundry being to sattisfy the said seauen hundred pounds of tobacco to the said John Norwood out of the Estate of the said John Jones decd and noe more—And the Exception made by the aforesaid Jno norwood agt the aforesaid Accompt is waued

Philip Bisse plaintiffe } morecroft p̄ quer̃ } [p. 662]
Rob: Henly defendt } Nottley p̄ defendt }

This Cause respited from last Court The defendt puts in his plea (uizt)

Liber FF

And the said Robert Henly by Thomas Nottley Comes & defends the force and Injury when &^{c}: and saith that hee did not Assume and promise in manner and forme as the said Philip in his declarac̄on alleadgeth and this he prayes may be enquired by the Country and the said Philip in like manner therefore let &^{c}: Nottley p̄ def^{t}

Venire issued to the sherriffe of s^{t} marys County that twelue &c: whoes names hee returnes (uizt)

Foreman Thomas Sprigg
George Macall
Henry Hyde
James Thompson
Raphaell Haywood
William Meares
Timothy Goodrige
William King
Thomas Warner
Roger Sheehee
John Gittings
George Beckwith

The Jury being sworne went forth to Consider of theire Verdict who return'd and before they gaue theire Verdict The Plaint^{f} suffers the defend^{t} a nonsuite Wherupon Ordered it be soe Entred for Judgment

Oliuer Gery plaintiffe
Eliz: Leitchworth th^{e} Adm^{r} of Tho: Leitchworth defend^{t}
Jenifer p̄ quer̄
Caluert p̄ def^{t}

This Cause respited till tomorrow morning

Citac̄on issued for John Homewood to giue an Accompt of the Estate of Oliuer Hollaway dec^{d}: who appearing in Co^{rt} Oliuer Holloway sonn to the said dec^{d} by John morecroft his Attorny first prayes Administrac̄on may to be him bee granted of his said Fathers Estate which was allowed him Wherupon the said John Homewood was immediately sup^{d} in Chancery by the said Oliuer Hollaway to sett forth upon Oath the truth in and Concerning the said Estate

Henry Cox the Attorny of Tho: Dennis Complain^{t}
William Berry defend^{t}
Morecroft p̄ quer̄

This Cause depending in Chancery and the defend^{t} not appearing to Answere upon Oath to the p^{r}misses alleadged in the plaintiffs Bill of Complaint Wherefore Ordred that Attachment of Contempt goe forth against the defend^{t} for not appearing nor answering unto the Complainants Bill

George Thompson of Charles County gen^{t} being bound ouer to appeare att this Prouin^{all} Court to Answere what shall be objected against him on behalfe of the Lord Proprietary, doth Accordingly appeare, and desires it may be soe entred

Liber FF
[p. 663]

Samuell Cooper pl̄t } Morecroft p̄ quer }
Josias Fendall deft }

The pl̄t issued out his writt agt the deft that he render an Accompt of Twelue Thowsand pounds of tobacco by him receiued of the pl̄ts

The sherriffe returnes his writt Non est inuentus Whereupon the pl̄t Craues an Attachmt agt the Estate of the defendt there being no Attorny by him left in the Country to answere or sattisfy thes sd demands

Ordered by the Court that the pl̄t haue an Attachmt agt the Estate of the defendt for Twenty Thowsand pounds of tobacco

Peter Archer plaintiff } Nottley p̄ quer̄ }
William Moffett deft } Morecroft p̄ deft }

This being an appeale from the County Court of Caluert to the last Prouinall Court and then respited to this Court the defendt by John morecroft his Attorney puts in his plea as followeth

The deft in prosecuc̄on of his Appeale saith that hee did not make any such Agreemt wth the plaintiffe Peter Archer in the yeare one thowsand Six hundd Sixty fiue as the pl̄t in his petn hath sett forth and therefore for plea hee saith there is no such Condic̄on

John Morecroft

Upon perusall of the plts petn to the County Court it is found there exprest One Thowsand six hundred sixty fiue, which ought to haue been One Thowsand Six hundred Sixty foure Whereupon the Court gaue Judgmt for Wm Moffett the defendt

John Anderton and Gartrud } morecroft p̄ quer̄ }
his wife plaintiffe }
John Woollcott defendt } Nottley p̄ defendt }

This Cause respited from the last Court and now respited till the last day of this Court in which Interim the Justices will make dilligent Search into the Records in and Concerning either partys title to the land now in question

William Meares plaintiff } morecroft p̄ quer̄ }
Walter Pake defendant } Nottley p̄ defendt }

The pl̄t repleuies a mare from the defendt, who claimes the same as bought of Abraham Rowse who bogt the same of the defendt. The defendt put's in his plea—uizt

And the sd Walter Pake by Thomas Nottley his Attorney Cometh and defendeth the force and Injury when &c: and saith hee is not Guilty of taking and detaining the said mare as the said William in his declarac̄on aboue doth suggest and of this hee prayes the Judgmt of the Court and the said William in like manner &c:

Nottley for the defendt

The Euidences being called Tho: Sprigg was sworne and saith that the defendt once told him that the mare he sold the pl̄t was able to carry 2 prsons

Jonathan marler sworne saith that he heard wal: Pake say that except Abra: Rowse would take in a bill of his he would not giue him a bill of sayle for the mare hee sold him

Jos: Roberts sworne saith that he was prsent when Walter Pake sold this mare to Rowse wch is now in dispute and bid him goe and take it, it being for the same Considerac̄on that Rowse sold it to [p. 664] walter Pake for att first, and the reason was because the said walter Pake did doubt whither she would haue a foale.

The defendt standing Committed as a Criminall in the sherriffes hands for murder the Court will not admitt of further dispute about the mare in question untill hee hath Answered what shall bee Objected agt him on behalfe of the Lord Proprietary and thereupon is Quashed

John Quigley plaintiffe } Rozer p̄ quer̄ }
Thomas Couant defendt } Nottley p̄ defendt }

This Cause respited untill the last day of the Court

Uide fo: 741 more att large

John Grammer puts into Court his Bill of Cost against Patrick Due which for the most part is charges accrued in the County Court of Caluert Therefore Ordered that the Commrs of the said Court doe Certify to the Justices here att the next Prouinall Court the Just Cost therein

Robert Winsmore Compl̄t: } Morecroft p̄ quer̄: }
Daniel Clark defendt } Jenifer p̄ defendt }

The defendt not appearing to put in his Answere upon Oath to the Complts bill in Chancery it is therefore Ordered that an Attachment of Contempt doe issue against the defendant

Toby Weels plaintiffe } Jenifer p̄ quer̄ }
Jno Vicaris defendant } Morecroft p̄ def }

Upon the Complaint of the pl̄t a writt of Error issued out of this Court and directed to the Commrs of Kent County that the record and process with all things touching and Concerning a suite depending in theire said County betweene the said pl̄t and deft in an ac̄con of the Case for eighte hundred pounds of tobacco they send downe to this Court under theire Seales distinctly and Openly

Which the said Commrs hauing not done It is againe Ordered that they make a more perfect and distinct returne of the whole proceedings in the abouesaid Suite as it Stands entred on the records of theire said Court (uerbatim) and distinctly without any addic̄on or Certificac̄on of theire owne, thereof more then is exprest upon record in and Concering the same as also a true Coppy of the Originall writt by which the said Toby Weels was first arrested and a true Copy of the declarac̄on that were first filed ag^{t} him & that went out wth the aforesaid Originall writt, as alsoe a true Copy of the writt by which his Body was first taken into Execuc̄on for or upon the said debt, the which they are to Certify und^{r} theire hands and seales to the Justices of the next Prouin^{all} Court to be holden att S^{t} Marys the ninth day of February next Liber FF

Edmund Lindsey pl̄t } morecroft p̄ quer } Respited till tomorrow [p. 665]
Thomas Sprigg def^{t} } Caluert p̄ def^{t} } morning

The Court adjournes till tomorrow morning

The Justices all mett as yesterday except Ba: Brook Esq$_{3}$ this being the 11th December 1668

Ordered by the Justices of this Prouin^{all} Court That from hence forward Whosoeuer shall att any time preferre to the Justices of this Court any Bill of Cost ag^{t} any person that shall exceed in any one perticuler the Customary Cost or Usuall allowance that is giuen by this Court shall loose the whole Cost that shall bee exprest or demanded in the said Bill upon that one perticuler Suite by which the same shall accrue

John Hunt plaintiffe } morecroft p̄ quer̄ }
Rob: Chisick the Adm^{r} } Rozer p̄ defend^{t} }
of Jn^{o} Startup defend^{t} }

This Cause respited from last Court to this when the defend^{t} was Ordered to giue in an Accompt of his Adm^{con} upon the said Startups Estate But hee not performing the said Order, hauing fled the Prouince as was inform'd to the Court, Therefore Ordred that the pl̄t haue his remedy against the Security of the defend^{ts} for his true performance of his said Adm^{con}

John Quigley pl̄t: } Rozer p̄ quer̄ }
Tho: Couant defend^{t} } Nottley p̄ def^{t} }

This Cause respited from the beginning of the Court, and the defend^{t} now enters his plea (uizt)

And the said Thomas Couant by Thomas Nottley his Attorny Comes and defends the force and Injury when &^{c}: and saith that hee did not assume & promise as the said John in his declarac̄on aboue alleadgeth and this hee prayes may bee Inquired of by the Country and the said John in like manner therefore Com̄and is giuen to the sher̄: &^{c} Nottley for th^{e} defend^{t}

Neither the pl̄t appearing nor his wittnesses to informe his Attorny Benjamin Rozer, doth suffer a Nonsuite

Liber FF

The Court adjournes till the Afternoon

[p. 666] Oliuer Gery plaintiffe
Eliz: Leitchworth the Adm^{x}
of Thomas Leitchworth defend^{t}
Jenifer p̄ quer̄
Caluert p̄ def^{t}

the pl̃t sues the defend^{t} as Adm^{x} of the Goods and Chattles of Thomas Leitchworth in an ac̄con of the Case for diuers Goods and Merchandizes Sent and deliuered the s^{d} Thomas in his life time for which they had accounted and the said Thomas as by his letters and Accompt thereof giuen under his hand hee was found in arreares to be endebted to the said Oliuer in the sum̄e of Eighte Thowsand three hundred & twenty pounds of tobacco besides the sum̄e of Fiue hundred and foure pounds of tobacco for forbearance and the sum̄e of Two hundred and twelue pounds of tobacco being charges expended by the said pl̃t at the instance and request of him the said Thomas in his life time which said seuerall sum̄es amounts in the whole to Nine Thowsand and Thirety Six pounds of Tobacco

The defend^{t} put's in her plea as followeth

And the said Elizabeth Leitchworth by W^{m} Caluert her Attorny Cometh and defendeth the force and injury when &^{c}: and saith that the said Thomas Leitchworth did not assume and promise in manner and forme as the said Oliuer in his said Declarac̄on hath alleadged and of this she prayes may be enquired off by the Country and the said Oliuer in like manner Therefore Com̄and is giuen to the sherriffe that he Cause to come twelue &^{c}: Will^{m} Caluert

The Sher̄ returnes his venire wth a pannell annext uizt

Foreman Daniel Clarke
Rich^{d} Bayley
Randall Reuell
John Holland
Hugh Stanley
Peter Joy
W^{m} osbeston
Hen: Aspinall
Richard Attkins
John Grammer
John Hopper
Thomas Doxey

The Jury being Called and sworne The pl̃t produceth to the Court and Jury seuerall letters and Accompts Attested und^{r} the hand of the said Thomas Leitchworth wherein hee did Acknowledg himselfe to bee Endebted to the said Oliuer Gery upon Ballance of all Accompts between them the aforesaid Sum̄e of Nine Thowsand thirety Six pounds of tobacco

The defend^{t} hauing pleaded the General issue doth now giue the speciall matter in Euidence first denying that those letters and Accompts are the hand writeing of the said Thomas Leitchworth dec^{d}

The pl̃t for proue thereof did produce seuerall Testemonys to the hand writeing of the s^{d} Thomas Leitchworth by him made in other writings w^{ch} being Compared was giuen for Euidence to the Jury

Secondly the defend^{t} alleageth that the pl̃t^{s} Demands is but an Accompt and aboue Nine months standing wherefore she Craues the benifitt of the Act of Assembly in that Case made for this Prouince

Liber FF
[p. 667]

Thirdly the defend^{t} doth further giue the speciall matter in Euidence that she hath fully Administred and paid beyound Assetts whereupon she Exhibites to th^{e} Court her Accompt of her said Administrac̄on which being not yet settled or Allowed of by the Ordinary, and neither p̄ty hauing more to alleadge to the Court or Jury in or Concerning th^{e} matter now in question before them they are Ordered to goe forth and Consider of theire Verdict, which was onely (as they was told by the Court) to finde how much the said Thomas Leitchwor̄th remain'd endebted to the pl̄t upon the Euidence they haue heard wth those letters and Accompts un̄d^{r} the said Leitchworths hand which was then deliuered them In Court to ueiw and peruse

Whereupon the Jury wthdrew to Consider &^{c}

Reymond Staplefort pl̄t } Morecroft p̄ quer̄
John Auery defend^{t} }

A Caepi Corpus being return'd by the sherriffe of Somersett County and the defend^{t} not appearing, It is ordered that the said Sherriffe be Amerced Fourty Shillings

John Pimmett being taken upon Suspic̄on of murdering Thomas Edwards, is Cleard by Proclamac̄on noe person appearing to giue Euidence ag^{t} him

Complaint being made to the Justices that there is no Coroner that liues about the lower parts of Petuxent riuer, since M^{r} Richard Collett is dec^{d} to serue in his Office if any other person should be found dead as the aboue menc̄oned Tho: Edwards

Wherefore Ordred by the Leiutenn^{t} Generall that M^{r} George Beckwith be for hence forward One of the Coroners Chosen & Elected for Caluert County to doe and Exercise the s^{d} Office of Coroner soe long and during the L^{d} Proprietarys or his L^{t} Generalls pleasure therein

Christian Banister wife to Henry Banister being bound Ouer by Bond to th^{e} Lord Proprietary to Prosecute Thom̄: Hopkins upon some Complaints by her made to the Hon^{ble} Philip Caluert Esqꝫ which said Hopkins making his appearance and no person coming in ags^{t} him,

It is therefore Ordred that the said Xtian Banister doe make her personall appearance att the next Prouin^{all} Court to answere what shall bee Objected ag^{t} her for her not appearing to prosecute &^{c}: and in the meane while to be of her good behauiour

[p. 668]

Oliuer Gery plaintiff } Jenifer p̄ quer̄
Eliz: Leitchworth the Adm^{x} of } Caluert p̄ deft
Thomas Leitchworth Defendant }

The Jury returnes into Court wth theire Verdict in the Cause now depending between th^{e} pl̄t & deft: And being all Called Answered to

Liber FF theire names And the foreman deliuered into Court theire Verdict as followeth (uizt)

The Jury hauing Examined the papers doe finde Nine Thowsand thirety Six pounds of tobacco due to the pl̄t: and soe they all said

The defendt still alleadgeth that she hath fully Administred and paid beyound Assetts Whereupon the Court doth Examine the defendts Accompt which she allready deliuered into Court upon the said Estate of Thomas Leitchworth of wch Admcon to her was Committed And upon Examinac̄on of the same doe finde that she hath charg'd herselfe wth the Inuentory of the said Estate wch amounts unto the Sum̄e of Thireteen Thowsand Eighte hundred twenty three pounds of tobacco out of wch and upon due regulac̄on made by the Court of her said Accompt she is allowed out of the same the sum̄e of Sixteen hundred & Sixteen pounds of tobacco and noe more as p̄ perticulers may more att large appeare, soe that the Accomptant stands Charg'd upon her said Accompt the full sum̄e of Twelue Thousand Two hundred and seauen pounds of tob̄b̄::

The defendant doth humbly Craue time to moue in Arrest of Judgment which is granted them untill tommorow morning

John Greer and his wife besum̄oned as wittnesses on behalf of the Lord Proprietary to testify agt James Godsgrace and his wife, also being bound by Bond for theire appearance the wch is made, Ordered they be quitted there from

[p. 669] John Stanesby plaintiff } morecroft p̄ quer̄ }
Peter Sharpe defendt } Jenifer p̄ defent }

The pl̄t sues the defendant in a plea of tresspass upon the Case for keeping and detaining his serut by name John Corbett Contrary to the forme and Effect of diuers Acts of Assembly in that Case made and prouided,

The defendt puts in his plea as followeth

And the said Peter by Daniel Jenifer his Attorny Comes & defends the force & Injury when &c: and saith that hee is in noe wise Guilty of the prmisses as in the plaintiffs declarac̄on is alleadged and of this hee Craues Judgmt of the Court if the said John his ac̄con agt him ought to haue & the sd Jno likewise Jenifer

The pl̄t declares to the Court that the said John Corbett did become his Seruant for two yeares by Ordr of this Court uide fo: 465: uizt that the pl̄t was to take into Cure the said Corbett of a distemper that then hung upon him in sattisfac̄con whereof the said Corbett was to serue him two yeares or pay him Two Thowsand pounds of tobaccoe which said Corbett the pl̄t not taking into Care but two months being past after the sd order of Court and hee in a languishing Condic̄on, did apply himselfe unto the defendt for help and remedy who out of Charity did giue Entertainm^{t} to the s^{d} Corbett Liber FF and applyed meanes to his Sore towards the perfecting of a Cure

It appearing to the Court that the pƚt had not applyed any meanes Considerable towards the Cure of the said Corbett who was forced to look Out for for other succour and releife and was not willfully kept or detain'd by the def^{t} from the pƚt and being ignorant of any such Order of Court untill the pƚt came and demanded the said Corbett from the defend^{t} who proffer'd the pƚt that if hee would take him hee would willingly forgoe him and loose all the meanes hee had expended upon hime

The Judgm^{t} of the Bench is that it being but a Condicōnall Ord^{r} of Court and that the said Corbett was not taken into Cure by the pƚt in due time and was forc't to seek for other meanes and remedy which hee receiued from the defend^{t}, wherefore wthout that, hee was not to serue the pƚt and Consequently if no seruant the def^{t} is not suable upon th^{e} afores^{d} Acts of Assembly

Court adjourn'd untill tomorrow morning

The Justices all present as yesterday This being the 12th of December [p. 670]

Oliuer Gery plaintiffe } Jenifer p̄ quer̄ }
Elizabeth Leitchworth the Adm^{x} } Caluert p̄ def^{t} }
of Thomas Leitchworth defendant }

The defend^{t} hauing time untill this morning to put in her Errors, doth deliuer th^{e} same in writeing as foƚƚ:

The defend^{t} Elizabeth Leitchworth By William Caluert her Attorny in Arrest of Judgm^{t} saith that she is not lyable by th^{e} lawes of this prouince to sattisfy the plt^{s} demand and of this prayeth Judgm^{t} of the Court William Caluert

The pƚt Oliuer Gery by Daniel Jenifer his Attorny saith that in euery mocōn upon Arrest of Judgm^{t} the party that moues ought to signe his Errors in perticuler which the defend^{t} doth now in Generall the which when done the pƚt will proceed & therein Craue Judgm^{t} of the Court Daniel Jenifer

Elizabeth Leitchworth the Adm^{x} of Tho: Leitchworth the defend^{t} ags^{t} Oliuer Gery pƚt for error in p^{r}ticuler doth say that the defend^{t} is not lyable by th^{e} law Entituled the Act for paym^{t} of debts (uizt) that no Accompt is pleadeable after nine months standing and of this she prayeth Judgm^{t} Wiƚƚ: Caluert

The plaintiffe Joyneth in demurrer
Dañ: Jenifer

The Judgm^{t} of the Court is that letters betweene Merchant and Merchant are by the lawes of merchants noe lesse then specialltyes

Liber FF wherefore the defend^{t} Cannot haue the benifitt of the said Act of Assembly specialtyes onely being excepted therein

Therefore Ordered that the Jurys Verdict bee Entred for Judgm^{t} and that the defend^{t} doe sattisfy unto the pl̄t the said sum̄e of nine Thowsand thirety Six pounds of tobacco wth Cost of suite, Otherwise Execuc̄on to issue ags^{t} the said Elizabeth Leitchworth Bon̄ propriū hauing made herselfe lyable thereunto by a devastavit allready found & adjudg'd of by the Justices, upon the def^{ts} pleading she had fully Administred which was otherwise found upon her Accompt Exhibited this Court as aforesaid

[p. 671] Ordered that John Potts doth sattisfy and pay unto John Green for his and his wiues Attendance being by him sum̄oned to testify ag^{t} James Godsgrace et ux on behalfe of the L^{d} Proprietary the sum̄e of Six hundred pounds of tobacco there being no Indictm^{t} found ag^{t} the said Godsgrace uel ux

Peter Bawcomb plaintiff } Morecroft p̄ quer̄
Robert Nab defendant } Nottley p̄ defend^{t}

The pl̄t sues the defend^{t} in a plea of tresspass upon th^{e} Case for that the defend^{t} did finde and Conuert to his owne use one sloope of the plt^{s} wth Apparell tackle and furniture all to the ualue of Twelue Thowsand pounds of tobacco

The def^{t} not hauing his plea ready in writing uerbally pleads an abatem^{t} to the writt, for that the defend^{t} was taken by a wrong name

The pl̄t and his wittnesses being not p^{r}sent (though sum̄oned) to proue the plt^{s} declarac̄on, the plt^{s} Attorny Craues a reference untill next Court alleadging that the def^{t} upon Crauing an Abatem^{t} ought to be semper paratis wherupon the def^{t} put's in his plea in writing, which the pl̄t excepts against and still urgeth for a reference

Judgm^{t} of the Court that noe reference ought to be granted to the pl̄t: whereupon the defend^{ts} plea is receiued (uizt)

And the said Robert by Thomas Nottley his Attorny comes and prayes that the said writt may be abated, because hee saith that at the time of the seruing of the said writt hee was Called Rob^{t} Knap and not Robert Nab as was allwayes before that time soe Called and euer since (went by that name) all w^{ch} hee is ready to uerify and thereof prayeth the Judgm^{t} of the Court and that he be dismist wthout further answer

The plaintiff suffers a nonsuite

Whereas w^{m} Harrice and [*blank*] Dawson was sum̄oned to Answer what shall be Objected against them for Contemptuous speeces and the Euidences not appearing It is Ordered That they giue in Security for theire appearance att the next Prouin^{all} Court & in the meane while to be of the good behauiour, and that John Burrage & Fran: Killburne the wittnesses be then summoned to appeare

Ordered that walter Kings book of Accompts which was by his Attorny brought into Court for Euidence ag^{t} John Stone the Adm^{r} of Richard Stone be deliuered up againe to the said Kings Attorny, w^{ch} accordingly was done Liber FF

Ordred that Philip Caluert Esq the Adm^{r} of Cap^{t} nicholas Gwyther doe deliuer unto Joseph Hosley one bill of George Marshalls which was found by the Adm^{r} amongst the papers of the said Gwythirs

The Court adjourns till the afternoon [p. 672]

The Justices all p^{r}sent as in the morning

Came John Perce and William King of Petuxent riuer into Open Court and Acknowledged themselues to be seuerally endebted to the Lord Proprietary in th^{e} sum̃e of twenty pounds sterling each p^{r}son to be leauyed of theire Goods and Chattles lands & tenements to the use of the said Lord Proprietary, under the Condĩcons following (uizt) that william Benge of the place aforesaid shall personally appeare at the next Prouin^{all} Court to be holden att S^{t} Marys wthin this prouince and in the meane time that hee shall be of his good behauiour towards the said Lord Prop^{r} and all Other the people of this prouince Daniel Jenifer

W^{m} Moffett plaintiffe } The pl̃t suffers a nonsuite—being upon an
Thomas Bowdle deft } Appeale from Caluert County Court

Dennis Holland Seru^{t} to Thomas Cooper the Adm^{r} of Thomas Freeman Craues aduizm^{t} of the Court Concerning the Contract made between himselfe and Henry Hosier his first master of whome hee was purchaced by the said Freeman wherein his then mast^{r} Hosier was to pay him a Certaine sum̃e of mony att the expirac̃on of Three yeares which is denyed to be due by Thomas Cooper the Adm^{r} and being now departing the prouince desires of the Court who must sattisfy him the said money, Opinion of the Board that hee must serue three yeares from the Arriuall of the shipe and bee sattisfyed the same by his last master hee shall serue

Robert Winsmore Compl̃t } Morecroft p̄ quer̄ }
Daniel Clarke Defendant } Jenifer p̄ defend^{t} }

The Compl̃t brings the defend^{t} into Chancery to giue better Assurance of a parcell of land purchased of the defend^{t}

The defend^{t} for Answere saith that hee allwayes was and is still ready to performe th^{e} same Whereupon better Assurance by the defend^{t} is giuen the pl̃t and a Conueyance of the p^{r}misses acknowledged in open Court, Ordered the defend^{t} doe sattisfy all charges w^{t}soeuer to the Clarke or others

Liber FF [p. 673] James Godsgrace and Alice his wife being brought heither by John Potts upon suspic̄on of Theft is Clear'd by Proclamac̄on noe Cause of Indictm^{t} being found ags^{t} them

Richard Perry plaintiffe	Morecroft p̄ quer̄
John Cock defend^{t}	Nottley p̄ defend^{t}

The Replyuies one gray Stone horse from th^{e} def^{t},

And the said John Cock by Thomas Nottley his Attorny Cometh and defendeth the force and Injury when &^{c}: and saith that hee is not Guilty of the taking and wthholding the said Horse in manner and forme as the said Richard Perry aboue in his declarac̄on hath alleadged and this hee prayes may be enquired of by the Country and the said Richard in like manner therefore Comand is giuen to the sher̄ &^{c} that hee cause to come here twelue &^{c}: Nottley for the def^{t}

The sherriffe returnes his Venire & pannell (uizt)

Foreman William Bretton
Reymond Staplefort
Thomas Doxex
Raphaell Haywood
Daniel Clark
William Meares
John Stansby
Jos: Gundry
Thomas Cosden
Christ: Rowsby
Hugh Stanley
Rob: Gooddrick

The Jury being Called and sworne Answered euery to theire names

The Euidences on both sides being likewise sworne did declare to the Jury what they could say therein who went out to Consider of theire Verdict

The Court is adjourn'd untill munday morning

All mett as on Satterday this being the 14th day of Decemb^{r} 1668

Richard Perry plaintiffe	morecroft p̄ quer.
John Cock defend^{t}	Nottley p̄ deft

The Jury that was impannell'd in the Cause between the pl̄t and defend^{t} Comes into Court wth a uerdict, who being called Answered euery man to his name, and said they were agreed and thereupon the Foreman deliuers into Court theire Verdict in writing (uizt)

Wee finde that the defend^{t} hath no property in the horse now in question, And soe finde for th^{e} plaintiffe

Ordered it be soe Entred for Judgment

Francis Cole being bound Ouer to this Court by Ann Pettypoole who swore the peace ag^{t} hime and to appeare this Court to answere her Complaint doth accordingly appeare but the said Ann nor any other p^{r}son coming in ag^{t} him is Clear'd

[p. 674] Upon Complaint made to the Court for redress that whereas diuers persons inhabitants hauing Seuerall Horses Mares and Other Cattle lying remote from home in the woods unmarkt which are troublesome and difficult to be gott up by the true Owner to place his proper mark thereon, And for that diuers doe make it theire Business and part of theire liuelyhood to rainge the woods under pretence of getting up theire owne or some other persons Horses Mares or other Cattle and finding or meeting w^{th} any such beast unmarkt be it belonging to any person w^{t}soeuer doe frequently mark the Same w^{th} his theire or some other marke by which the true Owner cannot lay Claime to the said Beast oftentimes to his great dam̄age & losse thereof Liber FF

Wherefore for preuenc̄on for the future it is this day Ordered by the aforesaid Justices That if any person or persons w^{t}soeuer, shall hereafter take up any unmarkt horses mares or Other Cattle and lay Claime thereunto as his hers or theire proper Goods, shall before they doe inuest themselues therewith by marking the same (or otherwise) repaire to the sherriff of that County and before him make it Justly appeare that hee she or they are the true Owners of & haue a property in the said Mare, Horse or other Beast soe by him or them taken up or Claim'd as $afores^{d}$.

And such sherriff and all other sherriffs as are or shall be w^{th}in this prouince are hereby Enjoyned to take notice of the same whensoeuer they are thereunto by any such person required

The Court is adjourn'd untill The afternoon

All the Justices present as in the morning

John Anderton plaintiffe	Morecroft p̄ quer̄	Acc̄on of the Case
Thomas Hinson defendant	Jenifer p̄ $defend^{t}$	

For that the def^{t} being sherriff of Talbott County was accountable to the L^{d} Proprietary the perquisitts and quittrents of his Bayliwick out of w^{ch} was to be paid to th^{e} pl̄t Three Thowsand pounds of tobacco upon a Note charg'd on the def^{t} from the $Leiutenn^{t}$ Generall in th^{e} yeare One Thowsand Six hundred Sixty Six

And the said Thomas by Daniel Jenifer his Attorney Comes & defends the force & Injury when $\&^{c}$ and for plea Saith, that th^{e} pl̄t ought not to haue or maintaine his acc̄on $\&^{c}$: because hee saith that as hee was receiuer and Accomptable to the Lord $Prop^{r}$ for diuers and sundry perquisitts & quittrents of his Bayliwick to be Collected in Tob̄: in the $afores^{d}$ County of Talbott soe is hee not any wayes [p. 675] Obleiged or liable to discharg or reimburse himselfe then by & w^{th} the selfesame tobacco that he shall soe receiue or Collect as aforesaid, Wherefore the said Thomas for plea further saith that deny he Cannot but a Note from the $Leiut^{t}$ Generall to him was brought for the $paym^{t}$ of Three Thowsand pounds of tob̄: to the pl̄t: out of the $afores^{d}$ perquisits & quittrents of his Bayliwicke upon which Considerac̄on the same was $Honn^{d}$ and Accepted w^{th} $paym^{t}$ often tender'd by the $defend^{t}$, who allwayes was and still is ready to make $paym^{t}$ w^{th} the same tobacco then tender'd and by th^{e} $defend^{t}$ Collected as

Liber FF part of the perquisitts and quittrents of his Bayliwick which was sound merchantable tobacco when Collected as aforesaid and likewise then marked wth the lord Prop^{rs} mark and for th^{e} use of the said Lord Prop^{r} and this hee is ready to auerr and therefore demandeth Judgm^{t} if the said John his acc̄on ag^{t} him the said Thomas Ought to haue Jenifer

The defend^{t} doth Craue a reference by reason his wittnesses though sum̄oned doe not appeare to proue his plea

The Court Considering that it is late in th^{e} yeare and will be too late att the next Court for th^{e} paym^{t} for tobaccoes, will not suffer a reference to be granted except the defend^{t} Attorny will Engage that in Case a reference be granted till next Court & the defend^{t} be Cast that the tobacco shall then bee paid, which was denyed by the Attorny the def^{t} being not in p^{r}son p^{r}sent in Court Wherefore Judgm^{t} past that the defd^{t} doe sattisfye unto th^{e} pl̄t the aforesaid sum̄e of Three Thowsand pounds of tobaccoe

Edmund Lindsey plaintiff } Morecroft p̄ quer̄ }
Thomas Sprigg defendant } Caluert p̄ defend^{t} }

The pl̄t sues the defend^{t} in a plea of tresspass upon the Case for keeping an Entertaining the plt^{s} seruant by name Rob: Leeds

Both partyes hauing put theire difference to Arbitrac̄on & Elected M^{r} Thomas Nottley and Docter John Perce for the determining of the same, doth into Court bring & present theire Arbittram^{t}, which was by the defendants Attorny Ordered that it might bee Accordingly Entred and Acknowledged, uizt that they the said Arbitrators doe Doome and award that the said Thomas Sprigg shall pay or Cause to be paid to the said Edmund Lindsey his Executors or Assignes the Just quantity of Fiue Thowsand pounds of good Arranoca tob̄ in Caske att or neer portobacco Creek in Charles County at or before the last day of this instant month of december for w^{ch} he the said sprigg shall immediately pass his specialty to the said Lindsey for paym^{t} thereof accordingly and then th^{e} said Edmund Lindsey to giue the s^{d} Sprigg a Generall release, wittnes theire hands and seales

Tho: Nottley } (Seald)
John Pearce }

[p. 676] Henry Hoser and John Staines plt^{s} } Morecroft p̄ quer̄ }
Tho: Cooper the Adm^{r} of } Jenifer p̄ defend^{t} }
Thom̄ Freeman defendant }

The plaintiffs sues the defend^{t} as Administrator of the Goods and Chattles of Thomas Freeman late of Bristoll dec̄d Upon a specialty in a plea that hee render to them Twenty Thowsand Two hundred pounds of tobacco which hee unjustly detaineth &^{c}:

And the said Thomas by Daniel Jenifer his Attorny Cometh and defendeth the force and Injury when &^{c} and for plea saith that the said Henry and John theire acc̄on ags^{t} him ought not to haue for he saith that at the time in their declarac̄on menc̄oned the said Thomas Freeman in his life time was not bound to pay to the said Henry and John the said Sum̄e as in theire said declarac̄on is alleadged and of this prayeth Judgm^{t} of the Court if the said Henry and John theire acc̄on ag^{t} him ought to haue &^{c}: Liber FF

Jenifer

The plaintiffs by theire wittnesses Richard Attkins and Compton Gwyther prouing theire declarac̄on (vizt) that in theire presence the said Tho: Freeman did signe seale deliuer and acknowledge the said specialty as his Act and deed to the use of th^{e} plt^{s}

Whereupon Judgm^{t} past ags^{t} the Def^{t} as Adm^{r} aforesaid for the aboues^{d} sum̄e of Twenty Thowsand Two hundred p̄nds of tobacco, out of which is to be taken Two Thowsand Two hundred pounds of tobacco which by the said defend^{ts} was receiued in part thereof of the said Thomas Freeman in his life time.

Richard Attkins plaintiffe } Morecroft p̄ quer }
Thomas Cooper the Adm^{r} of } Jenifer p̄ def: }
Thomas Freeman defendant }

The plaintiff sues th^{e} defend^{t} as Adm^{r} of the Goods & Chattles of Tho: Freeman late of Bristoll merchant deceased upon a specialty in a plea that he render him Six thousand Eight hundred pounds of tobacco which hee unjustly detaineth &^{c}:

And the said Thomas by Daniel Jenifer his Attorny Cometh and defendeth the force & Injury when &^{c}: and for plea saith that the said Richard his Acc̄on ag^{t} him ought not to haue for hee saith that at the time in the declarac̄on menc̄oned the said Tho: Freeman in his life time was not bound to pay to the said Richard the sd sum̄e as in the said declarac̄on is alleadged and of this hee prayeth Judgm^{t} of the Court if the said Richard his acc̄on ags^{t} him ought to haue &^{c}:

Jenifer

The pl̄t by his wittnesses John Staynes and Compton Gwyther proued his declarac̄on (uizt) that in their p^{r}sence the said Tho: Freeman did signe seale deliuer and Acknowledge the said specialty as his Act and deed to the use of the pl̄t

The pl̄t acknowledgeth in Open Court that hee hath receiued in part of the abouesaid sum̄e Two Thowsand seauen hundred pounds of tobacco of the said Thomas Freeman in his life time

Wherefore Judgm^{t} past ag^{t} the defend^{t} as Adm^{r} aforesaid for th^{e} remaind^{r} being Foure thowsand one hundred pounds of tobacco

William King plaintiffe } morecroft p̄ quer̄ } [p. 677]
Thomas Cooper the Adm^{r} of } Jenifer p̄ defend^{t} }
Thomas Freeman defend^{t} }

The pl̄t sues the defend^{t} in a plea of tresspas upon th^{e} Case For that the said Tho: Freeman stood endebted to the pl̄t in his life time

Liber FF the sum̄e of Six thowsand foure hundred pounds of tobacco being for storidge and dyet for himselfe and seruants and boate hire wth other expences

And the said Thomas by Daniel Jenifer his Attorny Cometh and defendeth the force & Injury when &^{c}: and for plea saith that the said william his ac̄con ag^{t} him ought not to haue for hee saith that at the time in the declarac̄on menc̄oned the said Thomas Freeman in his life time did not assume and promise to pay to the said william the said sum̄e in manner & forme as in the said declarac̄on is alleadged and of this be prayeth Judgm^{t} of the Court if the said william his ac̄con against him ought to haue &^{c} Jenifer

The Court hauing ueiwed and regulated the plaintiffs Accompt of perticulers doth Judge of & allow but the sum̄e of Fowre Thowsand Fowre hundred & fifty pounds of tobacco to be Justly due to th^{e} pl̄t for which sum̄e the Court doth pass Judgment ags^{t} the defend^{t} as Adm^{r} aforesaid

Randall Reuell plaintiffe
Thomas Cooper the Adm^{r} of
Thomas Freeman defend^{t}
Blomfeild p̄ quer̄
Jenifer p̄ defend^{t}

The plaintiff Sues th^{e} defend^{t} as Adm^{r} of the Goods and Chattles of Thomas Freeman dec^{d} in a plea of Tresspass upon the Case, For that the said Thomas Freeman stood endebted to the pl̄t in his life time the sum̄e of Nineteen Thowsand One hundred twenty fiue pounds of tobaccoe For Storidge and dyet for himselfe & Seru^{ts} as also physick and attendance in theires & the said Freemans sickness and seuerall wares & merchandizes to him sold in his life time and for funerall charges and expences after his death

And the said Thomas by Daniel Jenifer his Attorny Cometh and defendeth the force & Injury when &^{c}: and for plea saith that the said Randall his ac̄con ag^{t} him ought not to haue for hee saith that at the time in the declarac̄on menc̄oned the said Thomas Freeman in his life time did not Assume & promise to pay to the said Randall the said sum̄e in such manner & forme as in the said declarac̄on is alleadged neither did the said Thomas Freeman in his life time giue any Order to the said Randall to disburse the said sum̄e of tobacco after his death as the s^{d} Randall doth Claime in his Accompt now Exhibited and of this he prayeth Judgm^{t} of the Court if th^{e} said Randall his ac̄con ag^{t} him ought to haue &^{c}: Jenifer

The Court hauing ueiwed the plt^{s} Accompt of perticulers & upon due regulac̄on of the same doth Judge of & allow but the sum̄e of Eight thowsand nine hundred twenty fiue pounds of tobaccoe to be Justly due thereout to the pl̄t: for which said sum̄e the Court doth pass Judgm^{t} ag^{t} the Defend^{t} as Adm^{r} aforesaid

Liber FF
[p. 678]

Henry Hosier plaintiffe
Thomas Cooper the Administrator
of Tho: Freeman defendant
Morecroft p̄ quer̄
Jenifer p̄ deft

The pl̄t sues the defend^{t} as Adm^{r} of the Goods and Chattles of Thom: Freeman dec^{d} in a plea of tresspass upon the Case—For diuers goods and merchandize to the said Freeman in his life time sold and deliuered amounting unto the sum̄e of Six pounds fifteen shillings and eight pence Sterling as in the plt^{s} declarac̄on is specifyed

And the said Thomas by Daniel Jenifer his Attorny Cometh & defendeth the force & Injury when &^{c}: and for plea saith that the said Henry his ac̄c̄on ags^{t} him ought not to haue for he saith that at the time in the declarac̄on menc̄oned the said Thomas Freeman in his life time did not assume & promise to pay to the said Henry the said sum̄e in such manner & forme as in the said Declarac̄on is alleadged and of this hee prayeth Judgm^{t} of the Court if the said Henry his ac̄c̄on ag^{t} him ought to haue &^{c}. Jenifer

The Defend^{t} hauing pleaded the Generall issue doth giue the speciall matter in Euidence (uizt) That the plt^{s} Accompt exhibited to the Court of the perticulers sold the said Freeman doth uary & differ from the sum̄e speciphyed in the plt^{s} declarac̄on Sixteen shillings and eight pence, whereupon hee Craues the Judgm^{t} of the Court,

The pl̄t suffers a nonsuite

Edmund Beauchamp plaintiff
Tho: Cooper th^{e} Adm^{r} of
Thom: Freeman defendant
Blomfeild p̄ quer̄
Jenifer p̄ def^{t}

The pl̄t sues th^{e} defend^{t} as Adm^{r} of the Goods & Chattles of Thom̄: Freeman deceased in a plea of tresspass upon the Case for Seauenteen hundred & Six pounds of tobacco for writing & drawing out Accompts for th^{e} pl̄t in his life time

And the said Thomas by Daniel Jenifer his Attorny Cometh and defendeth the force and injury when &^{c}, and for plea saith that the said Edmund his ac̄c̄on ag^{t} him ought not to haue for hee saith that att the time in the declarac̄on menc̄oned the said Thomas Freeman in his life time did not assume & promise to pay to the said Edmund the said sum̄e in such manner and forme as in the said Declarac̄on is alleadged and of this hee prayeth Judgm^{t} of the Court if the said Edmund his ac̄c̄on ag^{t} hime Ought to haue &^{c} Jenifer

The pl̄t wanting his Euidence to proue his Declarac̄on suffers a nonsuite

[p. 679]

Thomas Cooper the Adm^{r}
of Tho: Freeman plain^{t}
William King defend^{t}
Jenifer p̄ quer̄
Morecroft p̄ defend^{t}

The pl̄t sues the defend^{t} in a plea of tresspass upon th^{e} Case for diuers Goods & merchandizes by the said Thomas Freeman in his

Liber FF life time to the defend^{t} sold and deliuered amounting to the Sume of Seauenteen pounds Two shillings and two pence Ster̄ mony att the rate of one penny p̄ pound in tob̄ is Fowre thowsand One hundred and Six pounds of tobacco

And the said William by John Morecroft his Attorny Cometh and defendeth the force and injury when &^{c}: and for plea saith that the said Thomas his ac̄con against him ought not to haue for he saith that at the time in th^{e} declarac̄on menc̄oned the said William did not assume and promise to pay to the said Thomas Freeman in his life time the said sum̄e in such manner & forme as in the said declarac̄on is alleadged and of this hee prayeth Judgm^{t} of the Court if the said Thomas his ac̄con ag^{t} him out to haue &^{c}: John Morecroft

The pl̄t for Euidence produceth the said Thomas Freemans Wast book of Accompts wherein was incerted the perticulers Charg'd to th^{e} defend^{t}

The defend^{t} denyeth that that is sufficient Euidence to proue the defend^{ts} Assumption being no book of Acc^{t} for debito^{r} and Cred^{r}

The pl̄t desires the Judgm^{t} of the Court wether or no a merchants or shop keepers Blotter be not sufficient Euidence ag^{t} the Debt^{r} according to the statute of England

The Opinion of the Court is, that Considering the said Thomas Freeman, deceased before hee had time to post his books, his Blotter is good Euidence ag^{t} the Debt^{r}

Wherefore Judgm^{t} past ag^{t} the defend^{t} for the abouesaid Sum̄e of Fowre Thowsand One hundred and Six pounds of tobacco to bee by the said defend^{t} paid to the plaintiffe as Adm^{r} of the said Thomas Freeman

Henry Hosier John Staynes and Richard Attkins Came into Court and preferr'd theire bills of Cost against Thomas Cooper th^{e} Adm^{r} of Thomas Freeman in theire suites depending this Court upon which they recouered ags^{t} the said Adm^{r}, But the said Coopers Attorny alleadging they had exceeded in theire demands Contrary to th^{e} Ord^{r} of Court wherefore Ordered they be allowed noe Cost ag^{t} the s^{d} Adm^{r} except Clerks fees

[p. 680] Mark Cordea plaintiffe } Morecroft p̄ quer̄
John Powick defendant }

The pl̄t sues th^{e} defend^{t} in a plea of tresspass upon the Case for Twelue hundred pounds of tob̄:

The sherriff of Caluert County returnes his writt Non Est Inuentus—Whereupon th^{e} pl̄t Craues an Attachm^{t} ags^{t} the Estate of the defend^{t} w^{ch} is granted

Rebecca Burton th^{e} Adm^{rx} of Edm^{d} Burton pl̃t — Jenifer p̄ quer̄ — Liber FF
Henry Hudson defendan^{t}

The pl̃t as Adm^{rx} of Edmund Burton sues th^{e} defendant in a plea th^{t} hee render unto her Seauen Thowsand Fiue hundred Seauenty fowre pounds of tobacco which hee Oweth her and unjustly doth detaine &^{c}

The pl̃t informes the Court that whereas her late husband Edmund Burton of whose Goods and Chattles she is Adm^{x} Obtain'd in his life time an Attachm^{t} out of this Court ag^{t} the Estate of the defend^{t} by uertue of which she cannot Attach any of his Goods or Chattles being of noe force or Validity to her wherefore she prayes a Continuance of the said Attachm^{t} to her as Adm^{rx} aforesaid Which is granted

George Monro Complainant — Morecroft p̄ quer
Henry Hyde Nic^{o} Bead & Dorothy his wife defendants — Caluert p̄ def

The Complainant preferrs his Bill in Chancery ags^{t} the defendants

Ordered the defend^{ts} doe put in theire Answere to the Compl̃t Bill of Complaint within tenn dayes

John Bayley petitioneth the Court that whereas hee is arrested to this Court att the suite of Reymond Staplefort, and for that the said Reym^{d} Staplefort when the pet^{r} was out of the prouince did by uertue of an Attachm^{t} procure into his hands seuerall papers and Accompts of the pet^{rs} w^{ch} was left in th^{e} hands of One Thomas How from whome they were taken by Rich^{d} Collett gen^{t} late sherriffe of Caluert County and not yet return'd to th^{e} pet^{r} whereby he is disarm'd from defending himselfe ag^{t} the the suite of the said Reymond Staplefort the said papers hauing relac̄on to the same, Wherefore Ordred that the sherriff doe deliuer unto the said John Bayley the s^{d} papers soe taken by him upon the said Attachm^{t}

Reymond Staplefort plaintiff — morecroft p̄ quer̄ — [p. 681]
John Bayley defendant — Rozer p̄ deft

The def^{t} Still alleadging that his papers are out of his possession wth which hee must defend himselfe ag^{t} the plaintiffe It is Ordered that the defend^{t} haue time untill next Court to put in his plea, and further Ordered That the defend^{t} doe remaine in the sherriffs Custody untill hee shall put in Security for his appearance att th^{e} next Prouin^{all} Court and to stand to and abide th^{e} Judgm^{t} of the said Court in all suites depending between the pl̃t and the said Bayley defend^{t}

Liber FF John Halfhead Compl̄t } Morecroft p̄ quer̄ }
Joseph Edloe defendt } Caluert p̄ defendt }

The Compl̄t Exhibites his Bill in Chancery against The defendant Time giuen the defendt to put in his Answer unto the Complts bill of Complaint untill the seauenth day of January next

Oliuer Holloway Compl̄t } Morecroft p̄ quer̄ }
John Homewood defendt } Nottley p̄ defendt }

The Compl̄t exhibites his Bill of Compl̄t in Chancery against the defendt, who refusing to put in his answere upon Oath, It is therefore Ordered that an Attachment of Contempt doe issue out agst the defendt

The Court adjourn'd till tomorr morning

The Justices all prsent as yesterday this being the 15th day of Decembr 1668

Benjamin Rozer one of the Attornys petitioneth the Court That whereas Walter Pake who now stands indicted as a Criminall for murder did long before the Committing of the said fact make ouer unto him all his Estate for security of a Considerable debt due to the petr as by a deed undr the said Pakes hand and seale may appeare Wherefore hee humbly prayes the benifitt thereof as farr as shall sattisfy his said debt before hee bee Conuicted of his fact which said deed was proued to be the Act and deed of the said Walter Pake by the Oath of Mr Thomas Nottley, but the petr not prouing that hee had deliuery made to him of the said Pakes Estate, the Court would not giue Judgmt thereon

[p. 682] Oliuer Hollaway Compl̄t } Morecroft p̄ quer̄ }
John Homewood defendt } Nottley p̄ deft }

The defendt hauing taken it into better Consideracōn doth now put in his Answer to the Complts Bill of Complaint and did Sett forth the same upon Oath upon the holy Euangelist in Open Court Time giuen the Compl̄t to put in his replicacōn till the first day of the next Prouinciall Court

Reymond Staplefort pl̄t } Morecroft p̄ quer̄
John Auery defendt } Jenifer p̄ deft

Ordered this Court that the defendt not appearing the sherriff was amerced fourty shillings

The defendt now appearing the plaintiff desires a reference alleadging that upon the last ordr his Euidences departing home Wch by the Court is Granted

Further Ordered that if the defendt doe by himselfe or his Attorney appeare att the next Prouinciall Court, that the first Order then to be reuerst agt the sherriff till when it is to remaine in full force

John Anderton & Gartrud his wife plaintiffe plaintiffs } Morecroft p̄ quer̄ } Liber FF
John Woollcott defendant } Nottley p̄ defend^{t} }

This Cause respited from the last Prouin^{all} Court, where in folio 548: 549: 550: & 551, where it is recited at large

The Justices hauing now made dilligent Search into the Records in and Concerning either partys title to the land now in question, and per-used all papers in and Concerning the same doe giue Judgm^{t} thereon (uizt) That there is nothing to be found upon record whereby the plaintiffs is any wa'yes entitled to the said land now in question or to Euict the defend^{t} thereout

Wherefore it is Ordered that the said John Woollcott doe possess and Enjoy peaceablely and quietly the said parcell of land and p^{r}misses as heretofore wthout any further molestac̄on therein

John Auery plaintiff } Morecroft p̄ quer̄ } [p. 683]
Eliz: Brooks the Adm^{x} of Rob: Brook defend^{t} }

The sherriffe of Caluert County Returns his writt of Execuc̄on issued upon a Judgm^{t} Obtain'd in this Court by The pl̄t against the Estate of the said Robert Brooke being for Sixteen Thowsand Seauen hundred Seauenty fiue pounds of tobacco, of which is leauyed as by the said sherriffs returne Foure Thowsand Two hundred Fourty seauen pounds of tobacco, being alleadg'd by the defend^{t} to be the full of what Assetts is remaining of the s^{d} Estate

Whereupon the pl̄t doth make objecc̄on ags^{t} the def^{ts} Accompt by her Exhibited of the said Estate

Ordered that the defend^{t} doe make her appearance att the next Prouin^{all} Court to make her defence therein and that she doe bring wth her a perfect Accompt of her Administrac̄on upon the Estate of Rob^{t} Brook her said deceased husband

Upon the petition of Patrick Forrest the Adm^{r} of Henry Ellery late of S^{t} Marys County dec^{d}

It is ordered that the said Patrick doe deliuer up and surrender the Estate of the said Ellery unto the wife of the said Ellery who is (since Adm^{con} therof was Committed to the said Patrick) arriued in th^{e} prouince

Whereas George Thompson of Charles County gen^{t} was bound ouer to this Court there to make his appearance to answere what shall be objected Against him on behalfe of the Lord Proprietary, It is Ordered that the said Thompson doe giue in security for his appearance att the next Prouin^{all} Court, and in the meane time that hee shall be of the good behauiour towards his said lors̄p and all other the people of this Prouince

Liber FF Humbert Lambert being bound ouer to the peace the last Prouinciall Court and to make his appearance this Court Who hauing appear'd and noe person giuing in further Euidence against is Clear'd by Proclam̄an

The Attornys of Reymond Staplefort pl̄t ags^{t} John Bayley defend^{t} Enters Caueat (uizt) that no security be taken of the said Bayley according to that Ord^{r} of Court in folio 681: untill notice be first giuen by the sherriff of S^{t} Marys County to the said Attornys, to like and approue of the same

[p. 684] James Neale plaintiff } Jenifer p̄ quer̄ }
John Newton deft } Nottley p̄ def^{t} }

This Cause respited from last Court since which the partyes are agreed

James Neale plaintiff } Jenifer p̄ quer̄ }
John Dunston defend^{t} } Nottley p̄ defend^{t} }

This Cause respited from last Court since w^{ch} the partyes are agreed

Benoni Eaton plaintiff } Blomfeild p̄ quer̄ }
Robert Norman def^{t} }

The sherriffe of Caluert County returns his writt of Attachm^{t} against the Estate of the defend^{t} (uizt) that he hath by uertue of the same Attached the full debt menc̄oned in the plt^{s} declarac̄on being for One thowsand Eighty Eight pounds of tobacco and Two hundred seauenty two pounds of tobacco ouer and aboue the same being in the whole Attached One thowsand three hundred and Sixty pounds of tobacco

John Pitt plaintiffe } This Cause agreed as was declared by the
Eliz: Furby Adm^{x} of } pl̄t in Open Court
Ben: Furby defendant }

M^{r} John Morecroft

Whereas there is an Acc̄on Entred against mee in th^{e} Prouin^{all} Court at the suit of m^{r} Daniel Jenifer One of the Attornys of the said Court for a debt of Twenty two Thowsand Seauen hundred and twelue pounds of tobacco in Cask, pray appeare for mee to the said Acc̄on as my Attorny and Confess Judgm^{t} for th^{e} said debt and this und^{r} my hand and seale shall bee yo^{r} sufficient warrant dated the Sixth day of October in the seauen & thiretyth yeare of the Dominion of Caecilius &^{c}: Annoqȝ Domini 1668

Wittnes John Browne Cuthbert Witham (Seald)
W^{m} Fardell

M^{r} John Morecroft Liber FF

S^{r} Whereas I am impleaded in the Prouin^{all} Court att the suite of M^{r} Daniel Jenifer one of the Attornys of th^{e} s^{d} Court in an acc̃on of debt of seauen Thowsand foure hundred and Sixty pounds of tobacco I pray yo^{u} appeare for Mee in that Acc̃on as my Attorny and Confess Judgm^{t} for the same and this und^{r} my hand and Seale shall bee yo^{r} warr^{t} for so doing, dated the Eleauenth day of Sep^{t} in th^{e} seauen & thiretyth yeare of the Dominion of Caecilius &^{c}:
Annoqꝫ Domini 1668 John Pitt (sealed)
Wittnes William Fardell
Caecar Wheeler

M^{r} Benjamin Rozer [p. 685]

S^{r} whereas I am Impleaded in the Prouin^{all} Court at the Suite of Daniel Jenifer one of the Attornys of the s^{d} Court in an acc̃on of debt for foure Thowsand Six hundred pounds of tobacco I pray yo^{w} appeare for mee in that acc̃on as my Attorny & confess Judgm^{t} for the same and this und^{r} my hand & seale shall be yo^{r} warrant for so doing dated the eighth day of Decemb^{r} in the seauen & thiretyth yeare of th^{e} Dominion of Caecilius &^{c}: annoqꝫ Domini 1668
Wittnes Edward Sauage Thomas Warner (Seald)

Elizabeth Leitchworth the Adm^{x} of Tho: Leitchworth Setts up her name in the Court for a Quietus est Underwritt by Oliuer Gery

Joseph Gundry the Adm^{r} of John Jones declares in Court for a Quietus Est not underwritt

John Gittings as marrying the relict of John Read declares for a quietus Est not underwritt

Walter Beane Adm^{r} of Arthur Turner declares for a Quietus Est not underwritt

Cost allowed this Court to the seuerall persons hereunder written (uizt)

Thomas Couant def^{t} at suite of John Quigley foure hundred and twenty pounds of tobacco

Thomas Cooper Adm^{r} of Thomas Freeman def^{t} at suite of Edmund Beauchamp foure hundred & twenty p̄nds tob̄:

Thomas Cooper Adm^{r} of Thomas Freeman def^{t} a suite of Henry Hosier foure hundred & Eighty pounds of tobaccoe

Thomas Cooper Adm^{r} of Thomas Freeman pl̃t against W^{m} King defend^{t} Three hundred & Eighty p̄nds of tobacco

Thomas Bowdell def^{t} at suite of W^{m} Moffett fiue hundred and tenn pounds of tobacco

Peter sharpe def^{t} at suite of John stansby Nine hundred and thirety pounds of tobacco

Liber FF Richard Perry pl̄t agt Justinion Gerrard deft Two Thowsand Eighte hundred fourty Eight p̄nds of tob̄b̄:

[p. 686] Robert Henly deft in suite agst Philip Biss Twelue hundred and twenty pounds of Tobaccoe

Thomas Stockett sher̄. of An Arrundell County for imprisonmt of Humbert Lambert Three hundred seauenty fiue p̄nds of tobaccoe

Robert Knap deft in suite of Peter Bawcomb Six hundred & Sixty pounds of tobaccoe

Oliuer Gery pl̄t agst Eliz: Leitchworth the Admx of Tho: Leitchworth deft Eleauen hundred and tenn pounds of tob:

James Singleton John Barker and Benjamin Pride being sum̄oned as wittnesses by Peter Bawcomb hath Nine hundred pounds of tobacco allowed them agt the said Peter Bawcomb in Causo inter him & Rob̄: Knap

John Gittings as Ordred to appeare this Cort to testify Concerning the Records in Causo inter Peter Archer and Wm Moffett hath allowed him for his Charge agt the said Archer One hundred & Eighty pounds of tobacco

This Indenture made the Second Day of december in the Seaven & thirtyth yeare of the Dominion of the Rt honoble Caecilius Absolute lord and Proprietary of the Province of Maryland lord Baron of Baltemore &c & in the yeare of our lord God one thousand Six hundred Sixty eight Betweene William Bretton of Brettons bay in the County of St Mary's in the said Province gent and Temperance his wife of the one part and Henry Waren of St Innagoes in the sd County and Province gen̄t of the other part wittnesseth that whereas the said lord Baltemore by his Deed of grant under his greate Seale used in the said Province for granting of lands there bearing date att St Maries the Tenth day of July in the yeare of our lord one thousand six hundred & Forty Did for the Consideracōns therein mencōned grant unto the said William by the name of William Bretton gen̄t All that Necke of land lying in Potomeck riū neere oū agt [p. 687] Herons Island & bounding on the South wth the said Potomecke riū on the west with St Clements Bay on the East wth a greate bay called Bretton bay & on the North with a line drawne Crosse the Woods from St Clements bay unto the head of a little Creeke in Brittaine bay called St Nicholas Creeke where now goeth the hedge of the sd William Bretton the said Necke Conteyning in the whole Seaven hundred & Fifty acres or thereabouts be itt more or lesse Alsoe whereas the sd lord Baltemore by his deed of grant undr his greate Seale used in the sd Province for granting of lands there bearing date at St Maries the twelfth day of January in the Seaven & twentyth yeare of his lops Dominion oū the sd Province annoꝗ domini One thousand six hundred fifty eight Did for the Consideracōns therein mencōned likewise grant unto th^{e} s^{d} William Bretton All th^{t} parcell of land called Liber FF Brettons Outlett lying in Brettons bay & bounding on th^{e} East with th^{e} s^{d} bay on th^{e} west wth S^{t} Clements bay on th^{e} North with a line Drawne from th^{e} Creeke in Brettons bay called S^{t} Williams creeke west into S^{t} Clem^{ts} bay on th^{e} South with th^{e} Free hold of th^{e} said William Bretton Conteyning & now laid out for one hundred acres more or lesse To have & to hold th^{e} s^{d} two parcells of land unto him th^{e} s^{d} William Bretton his heires and assignes for eũ under such rents Covenants limitac̄ons & excepc̄ons as in & by th^{e} s^{d} deeds of grant relac̄on being thereunto had more att large itt doth & may app̄ē Now this Indenture wittnesseth th^{t} the s^{d} William Bretton & Temperance his wife for & in considerac̄on of Forty thousand pounds of tobacco to them in hand paid by th^{e} s^{d} Henry Warren before th^{e} Ensealeing & deliũy hereof whereof & wherewith th^{e} said William Bretton & Temperance his wife doth acknowledge themselves to be fully & [p. 688] wholy satisfyed & paid and doth of and for eũy p̃te & p̃cell thereof accquitt & Discharge th^{e} s^{d} Henry Warren his heires Ex^{rs} Adm^{rs} & assignes by theis presents Hath granted bargained Sold Aliened enfeoffed & Confirmed & by theis p̃nts Doth fully cleerly & absolutely gr^{t} bargaine Sell Alien Enfeoffe & confirme unto th^{e} s^{d} Henry Warren his heires and assignes as well th^{e} s^{d} Seaven hundred & fifty acres as alsoe th^{e} s^{d} one hundred acres of land & premises abovemenc̄oned Together with th^{e} Edifices & buildings w^{t}soeũ to th^{e} same belonging or in any wise apperteyning & now in th^{e} tenure or Occupac̄on of th^{e} s^{d} William Bretton & Temperance his wife their Assignee or Assignes and th^{e} reũson & reũc̄ons remaynder and remaynders of all & singuler th^{e} s^{d} before granted aliened enfeoffed & confirmed premises or hereby ment menconed or intended to be hereby granted Aliened enfeoffed & confirmed & alsoe all th^{e} Estate Right title int̄est Claime & Demand whatsoeũ of them th^{e} s^{d} William Bretton & Temperance his wife of in & to th^{e} same & of in & to eũy p̃te & p̃cell thereof & alsoe all Woods under Woods and trees now growing standing or being upon th^{e} same premises or any part or parcell thereof together with th^{e} s^{d} before recited deeds of grant To have and to hold as well th^{e} said Seaven hundred & fifty acres as alsoe th^{e} s^{d} One hund^{d} acres of land & premisses above menc̄oned and all & singuler th^{e} premises before by theis p̃nts menconed or intended to be granted with all & singuler th^{e} Appurtennances to th^{e} s^{d} Henry Warren his heires & assignes for eũ To th^{e} only use and behoofe of th^{e} s^{d} Henry Warren his heires and assignes for eũ And th^{e} s^{d} William Bretton and Temperance his wife Doth for them their heirs executors & [p. 689] Administrato^{rs} & eũy of them hereby Covenant & grant to & with th^{e} s^{d} Henry Warren his heires and assignes & eũy of them by theis p̃nts in mann̄ & forme following That is to say that they th^{e} said William Bretton & Temperance his wife for & notwithstanding any act or thing by them or by their meanes Consent privity or p̃curem^{t}

Liber FF had made Committed or done or Wittingly or Willfully suffered to th^{e} Contrary & att th^{e} time of th^{e} Ensealeing & deliũed hereof standeth & are solely onely & rightfully Seized & untill th^{e} Estate hereby to be granted shalbe sufficiently past & vested & Settled in th^{e} s^{d} Henry Warren his heires and assignes for eũ shall soe remayne Seized of all th^{e} premises of a good abs̄lote estate in Fee Simple to him & his heires for ever in his owne right & to his owne use without any mann̄ of Condic̄on or Proviso right title or limitac̄on of use which may hereafter destroy or Evict th^{e} same other then such Condic̄on or Provisoe as is menconed in th^{e} s^{d} Recited Deeds of grant And that th^{e} s^{d} William Bretton & Temperance his wife notwithstanding any such act or thing as aforesaid hath good right full power & lawfull authority in their owne right to grant Convey & assure th^{e} said premisses & eũy p̄te & p̄cell thereof unto th^{e} s^{d} Henry Warren his heires & assignes in manner aforesaid according to th^{e} true meaneing hereof & alsoe th^{t} th^{e} s^{d} Henry Warren his heires & assignes & eũy of them shall & may att all tymes & from tyme to tyme Dureing th^{e} Estate hereby made & granted peaceably & quietly have hold use & Enjoy all & singuler th^{e} said granted premises with th^{e} appurtennces according to th^{e} true meaneing hereof wthout any lett Sute trouble or [p. 690] Charge whatsoeũ of or by the s^{d} William Bretton & Temperance his wife their or either of their heires or assignes or any of them or any other person or persons whatsoeũ lawfully haveing or clayming to have any estate interest or thing of in to or out of th^{e} s^{d} granted premises or any part thereof by from or under th^{e} s^{d} William Bretton & Temperance his wife their heires or assignes or either of them or by their or either of their meanes privity Consent or p̄curem^{t} And th^{t} the s^{d} granted premises & eũy part thereof now are & be soe dureing th^{e} Estate hereby made & passd shall & may according to th^{e} true intent & meaneing hereof remayne continue and be to th^{e} s^{d} Henry Warren his heires and assignes Fully freely & cleerly accquitted Freed & discharged or upon request to th^{e} s^{d} William Bretton & Temperance his wife their heires & assignes in that behalfe well & sufficiently & att his & their owne Costs & Charges shalbe saved & Kept harmlesse by them th^{e} s^{d} William Bretton & Temperance his wife their heires and assignes of & from all former & other Bargaines Sales leases guifts grants Estates rents & of & from all joyntures Dowers Statutes Recognizances Judgm^{ts} execuc̄ons Forfeitures Seizures issues extents & all other charges titles troubles incumbrances & demands whatsoeũ had made comitted acknowledged or done to be had mad comitted acknowledged or done by the said William Bretton & Temperance his wife their heires or assignes or any other person or p̄sons lawfully clayming from by or under them or any of them or by their or any of their meanes title or p̄curem^{ts} th^{e} rents & services from henceforth to grow due & payable to th^{e} Cheife lord or lords of the Fee or Fees thereof onely excepted & foreprized And th^{e} s^{d} William

Bretton & Temperance his wife Doth further Covenant & grant for th^{m} their heires Executors Administrato^{rs} & assignes to & with th^{e} s^{d} Henry warren his heires and assignes & eūy of them by theis p̄nts that they the said William Bretton & Temperance his wife their heires & all & eūy other person or persons any Estate right Title or Demand haveing or lawfully clayming or w^{ch} any thing shall have or lawfully may claime into or out of th^{e} s^{d} premises before menc̄oned to be granted or any part or parcell thereof by from or under them the said William Bretton and Temperance his wife shall & will from time to tyme & att all tymes hereafter Dureing th^{e} space of Seaven yeares next following after th^{e} Date hereof att th^{e} reasonable request Costs & Charges in th^{e} law of the said Henry Warren his heires and assignes Doe make acknowledge execute & suffer and cause and procure to be made acknowledged executed and suffered all and every such further and other lawfull and reasonable Act & Acts Assureance and assureances in the law whatsoever for the further and better assureance & sure makeing and Conveying of all the sayd granted premises with Thappurten̄nce or any part thereof unto him the sayd Henry Warren his heires and assignes according to th^{e} true intent and meaning hereof be itt by Fine Feoffment Recoūy or other waies as by the s^{d} Henry Warren his heires or assignes or his or their Councell learned in the law in that behalfe shall be reasonably Devised or Advised And itt is mutually agreed and Concluded by and betweene the partyes to theis presents that all and every such further assureance to be made as aforesaid of the said granted premisses or any part thereof is menc̄oned to be and shall be to the only use and behoofe of the said Henry Warren his heires and assignes for eū and to noe other use intent or purpose whatsoeū And the said William Bretton & Temperance his wife Doth hereby grant for them their heires that they the said William and Temperance and their heires as well the said Seaven hundred and fifty acres of land as the said Hundred acres together with all and Singuler other the premisses hereby granted or menc̄oned to be granted bargained and Sold and every part and parcell thereof with all and singuler their and every of their Rights members and appurtennces unto the said Henry Warren his heires assignes against them the said William and Temperance and their heires and against all and every other person and p̄sons whatsoever shall and will warrant and for ever Defend by theis presents In wittnes whereof the said William Bretton and Temperance his wife have sett their hands and Seales the yeare and Day first above menc̄oned

Liber FF [p. 691] [p. 692]

Will^{m} Bretton (Seale)
Temperance Bretton (Seale)

Sealed and Delin̄ed
in th^{e} p̄nce of
W^{m} Evans
Walter Hall
John Heard
William Gwither

Liber FF [p. 693] Memorandum that Full and peaceable possession & Seizin of all & Singuler th^e lands Tenem^{ts} & other th^e premises withing granted was deliũed by the within named William Bretton & Temperance his wife to the within named Henry Warren according to th^e forme and Effect of the said Deed within written th^e second Day of December Annoqȝ domini one thousand six hundred sixty eight

W^m Evans
Walter Hall
John Heard
William Gwither

The within written Deed was on the Ninth Day of December in the Seaven and Thirtyeth yeare of the Dominion of Caecilius &c annoqȝ domini One thousand six hundred Sixty eight att a Provinciall Court then held at S^t Mary's by the wthin named William Bretton acknowledged to be the Right of the within named Henry Warren and his heires forever Daniel Jenifer

[p. 694] This Indenture made th^e Twelfth day of december in th^e xxxviith yeare of th^e Dominion of Caecilius absolute lord & Proprietary of th^e Provinces of Maryland & Avalon lord Baron of Baltemore &c annoqȝ domini One thousand six hundred sixty eight Betweene Daniell Clarke of th^e County of Talbott in the Province of Maryland planter of th^e One party and Robert Winsmore of th^e Collony of virḡa Chirurgeon on th^e other p̃ty wittnesseth that th^e said Daniell Clarke for & in considerac̄on of Foure thousand foure hundred pounds of tobacco to him in hand paid by th^e s^d Robert Winsmore the Receipt whereof th^e s^d Daniel Clarke doth hereby acknowledge & thereof & of eũy p̃te & p̃cell thereof Doth hereby acknowledge absolutely & cleerly exonerate acquitt & discharge th^e s^d Robert Winsmore his heires Executo^{rs} Adm^{rs} & assignes by theis p̃nts hath given granted bargained Aliened sold enfeoffed & confirmed And by theis presents doth give grant bargaine alien enfeoffe & confirme unto him th^e s^d Robert Winsmore his heires & assignes for eũ all that parcell of land called Daniels Choice lying on th^e East side of Chesepiake bay in little Choptancke riũ in a Creeke called Sharpes Creeke on the North east side of the said Creeke beginning for bredth att a marked pine tree standing by th^e side of the said creeke & running oũ th^e creeke south east to a m̃ked oke standing in th^e Woods one hund^d & fifty p̃ches bounded on th^e East with a line drawne North east from th^e said oke for length Three hundred & twenty perches bounded on
[p. 695] th^e North with a line Drawne North west from th^e End of th^e North east line one hundred and fifty p̃ches bounded on th^e west with a line Drawn South west from th^e form̄ line three hundred and twenty perches till itt intersect a pararell from th^e first bounded tree on th^e South with a line Drawne South east over th^e Creeke Conteyning & laid out for three hundred acres more or lesse Together with all

the Rights & benifitts there unto belonging and alsoe all patents deeds writings and Evidences touching or Conc̄ning the same To have & to hould the said parcell of land and all and Singuler the Bargayned premises unto him the said Robert Winsmore his heires and assignes for eũ To the only proper use and behoofe of him the said Robert Winsmore his heires and assignes for ever And the said Daniell Clarke for himselfe his heires executo^rs^ administrators and assignes Doth hereby Covenant & grant to & with the said Robert Winsmore his heires and assignes that he the said Daniell Clarke his heirs executors and Administrators the s^d^ parcell of Land and all other the bargained premisses unto him the said Robert Winsmore his heires and assignes against all manner of persons whatsoeũ shall and will for eũ hereafter warrant and Defend by theis p̄nts the Rents and Services hereafter to become Due to the lord Proprietary for the same alwaies excepted & foreprized And further that the said Daniell Clarke his heires and assignes shall and Will from tyme to tyme & att all tymes hereafter dureing the space of Seaven yeares at the request and at the proper Costs and Charges in the law of him the said Robert Winsmore his heires and assignes make doe execute and suffer or cause to be made done Executed and Suffered all and every such further & other Act & Acts thing or thing's Devise or Devises assureance or assureances w^t^soeũ is requisite in th^e^ premises for th^e^ better assureing & more sure makeing of th^e^ s^d^ bargained premises unto him the s^d^ Rob^t^ Winsmore his heires & assignes for eũ Bee itt by Inrollm^t^ of theis p̄nts Fyne Feoffm^t^ or other wise or by any other such lawfull waies or meanes as by him the said Robert Winsmore or his or their Councell learned in the law shall be Reasonably devised advised or required In wittnes whereof the said parties to theis presents have Enterchangeably sett their hands and Seales the day & yeare first above written Daniell Clarke (Seale) Liber FF [p. 696]

Signed Sealed &
Deliũed in th^e^ p̄nce of
Henry Hough
Richard Moy

The abovesaid Deed was by Daniel Clarke acknowledged on the Fourteenth Day of December one thousand six hund^d^ Sixty eight in Open Court to be th^e^ Right of the above menconed Robert Winsmore and the premises therein menconed and his heires foreũ [p. 697]

Daniel Jenifer

Know all men by theis presents that I Daniel Clarke of th^e^ County of Talbott in the Province of Maryland plant̄ am holden & firmly bounden unto Robert Winsmore of th^e^ Colony of virg^a^ Chirurgeon th^e^ full & just sum̄e or quantity of eight thousand eight hundred pounds of good sound m̄chantable tobacco and Caske To be paid to th^e^ s^d^ Robert Winsmore or to his c̄teyne Attorny his heires ex^rs^ Adm^rs^ or assignes To th^e^ w^ch^ paym^t^ well & truly to be made I bind my selfe

Liber FF my heires exe^{rs} & adm^{rs} firmly by theis p̄nts Sealed wth my seale & Dated th^{e} xiith day of Xb^{r} in th^{e} xxxviith yeare of th^{e} Dom^{n} of Caecil^{s} &c annoq; d̄ni MdClviii

[p. 698] The Condicon of this Obligac̄on is such that if the above bound Daniel Clarke his heires executors and Administrato^{rs} shall for his and their parts well and truely hold Observe performe fullfill and keepe all and singuler the Covenants Grants Articles and Agreements which on the part and behalfe of the said Daniel Clarke are to be holden Observed performed fullfilled done & Kept conteyned and Specified in a c̄teyne paire of Indentures bearing date th^{e} day of th^{e} date hereof made betweene the said Daniel Clarke of the One part and th^{e} above named Robert Winsmore of the other part That then this Obligac̄on shall be voyd and of none Effect or else to stand in full force & v̄tue Daniel Clarke

Signed Sealed & (seale)
deliũed in th^{e} p̄nce of
Henry Hough
Richard Moy

Acknowledged in open Court by th^{e} above bounden Daniel Clarke on th^{e} xiiiith Day of Decemƀ one thousand six hundred sixty eight to the use of the above named Robert Winsmore Daniel Jenifer

[p. 699] This Indenture made the Eleaventh day of december in the Seaven and thirtyeth yeare of the dominion of Caecilius Absolute lord and Proprietary of the Provinces of Maryland and Avalon lord Baron of Baltemore &c Annoq; Domini one thousand six hundred sixty eight Betweene John Grammer of the County of Calvert in the Province of Maryland planter on the one p̄te and William Meares of the County & Province afores^{d} m̄chant on the other part wittnesseth that th^{e} said John Grammar for and in considerac̄on of Eleaven thousand Five hundred pounds of tobacco and a Gelding to him in hand paid by the said William Meares the receipt whereof the said John Grammer Doth hereby acknowledge and thereof and of eũy part and parcell thereof doth hereby absolutely and cleerly exoñate acquitt and Discharge th^{e} said William Meares his heires executors adm^{rs} and assignes by theis p̄nts hath Given granted Bargained Aliened sold Enfeoffed & Confirmed And Doe by theis p̄nts give grant bargaine alien Sell Enfeoffe and Confirme unto him the said William Meares his heires and assignes foreũ all that parcell of land called Grammers Chance lying neere Patuxent riũ neere lyons Creeke beginning at a bounded [p. 700] Sweet Gumme on th^{e} side of a branch of Lyons Creeke and running for bredth up the said branch by a line Drawne East and by North one hundred and Seaventy perches to a bounded oke & from the said oke North & by west three hundred & twenty perches & from the North & by west line by a lyne drawne west and by South for bredth one hundred and Seaventy perches & from the west & by South lyne by a lyne drawne Sowth east to th^{e} first bounded tree Conteyning & laid Liber FF out for three hundred and fifty Acres more or lesse And alsoe one other parcell of land called Grammer Parrott lying on th^{e} East side of Petux^{t} riũ beginning at a m̃ked oke neere th^{e} mouth of a Creeke called lyon Creeke & running North North west up th^{e} riũ for th^{e} length of one hund^{d} & twenty perches to a marked oke by a Swampe bounding on th^{e} North by a line drawne North east and by North for the length of Five hundred perches to a m̃ked oke on the East with a line drawne South South east into the said Creeke on th^{e} south with the said Creeke on th^{e} west with th^{e} s^{d} riũ Conteyning & laid out for Foure hundred acres more or lesse Together with all th^{e} rights & benifitts there unto belonging and alsoe all patents deeds writings & evidences touching or conc̃ning th^{e} same To haue and to hold the said two parcells of land & all & singuler the bargayned premisses unto him the said William Meeres his heires and assignes for eũ To th^{e} only proper use and behoofe of him the said William Meeres his heires & assignes foreũ And the said John Grammer for him selfe his heires executo^{rs} & assignes doth hereby Covenant & grant to & with th^{e} s^{d} Will^{m} Meares his heires and assignes that he the s^{d} John [p. 701] Gramm̃ his heires executo^{rs} & adm^{rs} the said two parcells of land and all other the bargayned premisses unto him the said William Meeres his heires and assignes against all manner of persons whatsoeũ shall and will for eũ here after warrant & defend by theis presents the rents and Services hereafter to become due to th^{e} said lord Proprietary for th^{e} same alwaies excepted & foreprised And further that he the said John Grammer his heires and assignes shall and will from tyme to tyme and att all tymes hereafter Dureing the space of Seaven yeares att th^{e} request and att the p̃per Costs & charges in the law of him the said William Meeres his heires and assignes make Doe execute and suffer or cause to be made Done executed or suffered all and every such further and other act or acts thing or things Devise or Devises assureance or assureances whatsoeũ is Requisite in the premises for the better Assureing & more sure makeing of the said bargained premisses unto him the said William Meares his heires and assignes foreũ, be itt by inrollment of theis presents Fyne Feoffment or otherwise or by any other such lawfull waies or Meanes as by him the said William Meares his heires or assignes or his or their Councell learned in the law shall be reasonably devised advised or required In wittnes whereof the sayd Partyes have Interchanably to [p. 702] theis p̃nts Sett their hands and Seales the day and yeare first above written

John Gramm̃ (Seale)
William Mears (Seale)

Signed Sealed &
Deliũed in th^{e} p̃nce of
Richard Moy
Hugh Stanley

Liber FF The aforegoing Deed with the Land and Premisses therein menconed was in Open Court on the Fourteenth Day of December One thousand six hundred sixty eight acknowledged by John Grammer and Elizabeth his wife to be th^{e} Right of the above named William Meares and his heires forever Daniel Jenifer

Know all men by theis p̄nts that I John Grammer of the County of Calūt in the province of Maryland planter am holden and firmly bounden unto William Meares of the same County m̄chant th^{e} full & Just summe of one hundred pounds of good & lawfull mony of England to be paid to th^{e} said William Meares or to his certeyne Attorny [p. 703] his executors Administrators or assignes To the which paym^{t} well and truly to be made I bind myselfe my heires executo^{rs} & Administrato^{rs} firmly by theis presents Sealed with my Seale and Dated the Eleaventh day of December in the Seaven & thirtyeth yeare of th^{e} Dominion of Caecilius &^{c} annoqꝫ domini One thousand six hundred sixty and eight

The Condic̄on of this Obligac̄on is such that if the above bound John Gramm̄ his heires Executo^{rs} or Administrato^{rs} shall for his and their parts well and truly hold Observe performe fullfill and Keepe all and Singuler the Covenants Grants Articles and Agreements w^{ch} on the part and behalfe of the said John Grammer are to be holden Observed performed fullfilled done and kept Conteyned & Specifyed in a c̄teyne paire of Indentures bearing date the Date of the Date hereof made betweene the said John Grammer of the one part and the above named William Meares of the other part That then this Obligac̄on to be voyd and of none Effect or else to stand in full Force and vertue John Grammer

Signed Sealed & deliũed (Seale)
in th^{e} p̄nce of
Richard Moy
Hugh Stanley

[p. 704] The aforegoing Instrument was on the fourteenth day of december one thousand six hundred sixty eight by th^{e} above bounden John Grammer acknowledged in Open Court Court to the use of the above named William Meares Daniel Jenif'r

To the Righ^{t} Hon^{ble} Charles Calvert Esq^{r} Leivtenn^{t} Gener^{ll} Cheife Governo^{r} and Cheife Justice of the Province of Maryland

The humble Petic̄on of Henry Stockett Most humbly sheweth

That whereas one John Hatton late of Ann Arrundell County m̄ch^{t} Decd the Assignee of James Rigby in Ann Arrundell County aforesaid Dyed a Batchelor about Six yeares Since and then possest of a certeyne parcell of land purchased of the said Rigby conteyning by Survey foure hundred acres of land lying on the west side of Chesepiake bay and on the North side of a creeke in the said bay called [p. 705]

Liber FF

Rumley Creeke in Baltemore County aforesaid wch said land (as your petr Doth humbly conceive) is long since forfeited to the Right honorable the lord Proprietor of the said Province, First for non payment of Rent these nine yeares past next for not Seateing the same according to the tyme lymitted in one Act of Assembly made in Aprill One thousand Six hundred sixty six all wch Considered

Your peticoner doth humbly pray the Escheate of the said Land with an Order of Court thereon from your lōp and the rest of the honorable justices now assembled for Confirmac̄on of the same to your sd petic̄oner and his heires for eū

And hee shall (as in duty bound) eū pray &c

Ordered upon the aforegoing petic̄on that it be suspended untill next Court in the interin that notice be given to the Respective Sherriffs of Ann Arrundell and Baltemore County's to enquire within their Baylywicks whether any person to the said Deceased related or otherwise cann shew lawfull cause why the sd Grant or Patent shall [p. 706] not be Vacated by which the aforesaid land is held and to make Returne of their Proceedings therein to the Justices of the next Proall Court

To the Rigt Honoble Charles Calvert Esq̄ Leivtennt Genll Cheife Governor and Cheife Justice of the Province of Maryld

The humble petic̄on of Francis Stockett Most humbly sheweth

That whereas one John Hatton late of Ann Arrundell County m̄chant dec̄d the Assignee of Godfrey Hermar in Baltemore County who Dyed a Batchelor about Six yeares since and att the tyme of his death Dyed aswell possest of one Parcell of land purchased of the said Hermar conteyning Three hundred & fifty acres & called by the name of Hermars Mount lying on the North side of Sasafrax Riū in Baltemore County aforesaid As alsoe of one other parcell of land purchased of Oliū Spry late deceased conteyning Six hundred acres of [p. 707] land & Called Spryes Hill lying in Sasafrax riū aforesd which said two parcells of land (as your petic̄oner doth humbly Conceive) is long Since Forfeited to the Right honble the lord Propryetary of this Province, First for Non payment of Rent these Tenn yeares past next for not Seateing the same according to the tyme limitted in one act of Assembly made in Aprill One thousand six hundred sixty Six—All which Considered

Your petic̄onr doth humbly pray the Escheat of the said lands wth an Order of Court thereon from your lop & the rest of the Honble Justices now Assembled for Confirmac̄on of the same to your sd Peticon̄ and his heires foreū.

And he shall (as in duty bound) Eū pray &c.

Ordered upon the aforegoing petic̄on that itt be suspended untill next Court in the interim that notice be given to the Respective sher- [p. 708]

Liber FF riffes of Ann Arrundell & Baltemore County's to enquire within their baylywicks whether any p̄son to the said Dec̄d related or otherwise cann shew lawfull cause why th^e^ grants or patents shall not be vacated by w^ch^ th^e^ aboves^d^ seūall p̄cells of lands are held & to make Returne of their p̄ceedings therein to the Justices of the next p̄all Court

John Ricroft aged three and thirty yeares or thereabo^ts^ sworne & examined saith That William Bell th^e^ first tyme he rann away deserted his ms^trs^ service Seaven and Twenty dayes affterwards th^e^ said William Bell rann away but how long he deserted his Masters Service yo^r^ Deponent cannot give a Just accompt, but to th^e^ best of Depenon^ts^ remembrance he was Was absent a fortnight and further saith not

Jurav^t^ tres Decem Decembris MDClxviii

Corā Philip Calūt

[p. 709] To the R^t^ Hon^ble^ th^e^ Leivtenn^t^ Cheife judge for p̄bate of Wills and Granting Adm^cons^ within the p̄vince of Maryland

Bryan Daley humbly sheweth

That whereas th^e^ s^d^ Bryan at the tyme of the Solemnac̄on of the Marriage betweene him and the Relict of Nicholas deceased was possessed w^th^ tenn Cowes three yearlings three pewter dishes one bason Three Iron potts one Skillett Six trayes one bowle one Iron Spitt one Frying pann one paire of Tongs one Fire shovell one Iron Forke one Feather bedd Rugg and blankett one Flock bedd one pestle twelue spoones one Whipp-saw one Crosse Cutt saw Three Iron wedges one Frow one mayd servant Three yeares to serve and a [p. 710] p̄cell of Joyned stooles, which s^d^ goods and Chattles being the Estate of the Orphants of th^e^ said Deceased

Humbly prayes your Hono^rs^ that he may be discharged from the charge & trouble of the said Orphants he being ready to deliū the abosaid Estate to whome your hon^rs^ shall seeme meete

And your pet^r^ shall pray &c

Ordered upon the aforegoing petic̄on that the pet^r^ be discharged of the said Estate And that he doth deliver up the same unto William Calūt Esq̧ who is to Mannage and Improve th^e^ same for th^e^ use of the abovenamed Orphants untill they shall arrive to their Respective ages the said Calvert being Admitted Guardian to the said Children Daniel Jenifer

[p. 711] To the Hon^ble^ the leivtenn^t^ Gen^ll^ Cheife Justice of th^e^ Province of Maryland

Valentine Huddlestone humbly sheweth to your hon^rs^

That whereas it app̄es upon Record in th^e^ Secretarys Office (amongst other things) that on the Seaventeenth day of July one thousand six hundred fifty One was laid out For Peter Johnson

Planter a parcell of land lying on the North side of Patuxent river Liber FF neere a Creeke called S^{t} leonards Creeke beginning att a m̃ked oke in the Woods neere a hollow called Johnsons Hollow bounding on the North with the Hollow and a line drawne East into the Creeke from the said Hollow on the East with the said creeke on the South with the said creeke on the West with the land of William Stone Esqꝫ Conteyning & then laid out for Two hundred & sixty acres more or lesse And whereas alsoe your petic̄oner is informed that by misimprison of the then Clarke in the bounds and lynes of the said land granted under th^{e} greate Seale of the said Province therein is granted a greater quantity of Acres then in the aboves^{d} Certificate expressed

Your peticoner therefore humbly prayeth warr^{t} of Resurvey of the [p. 712] abovesaid p̄ce of Land according to th^{e} Auntient bounds above menconed being true Coppy of the Record and that the abovesaid Grant (in whose hands soever to be found) may be deliũed into the Sec̄tarys Office & made voyd upon Record

And he peticoñ shall pray &^{c}

Ordered upon the aforegoing petic̄on that a warrant Do issue forth of the Secretarys Office on behalfe of the lord Proprietor to Resurvey the above menc̄oned parcell of land and the Oũplus to Reũ't to his lo^{ps} use Daniel Jenifer

To the Hon^{ble} the lievtenn^{t} Gen^{ll} and Cheife Justice the Hon^{ble} th^{e} Chancello^{r} & the rest of th^{e} hon^{ble} Justices of th^{e} p̄vince of Maryland

The humble petic̄on of John Hester Humbly Sheweth to your [p. 713] Honno^{rs} that your petic̄oner being in a very meane Condic̄on haveing noe habitac̄on or place of abode Desires your honn^{rs} he being upwards of sixty yeares of age prayeth your hon^{rs} to take itt into your hono^{rs} Considerac̄on that your peticoñ may be cleere from paying any Leavey hereafter

And your peticoñ as in duty bound shall pray &c

Ordered that the above menconed petic̄on be granted and that the petic̄oner John Hester be exempted from paying any leavys from hence forward Daniel Jenifer

To the hon^{rble} th^{e} Leivtenn^{t} Geñall Cheife Justice of th^{e} p̄vince of Maryland th^{e} hon^{rble} th^{e} Channcello^{r} and the rest of th^{e} hon^{ble} Justices of the same p̄vince

The humble petic̄on of John wright of th^{e} County of Kent In all humility sheweth to your Hon^{rs}

Whereas Bartholomew Glevin late of th^{e} County of Ann Arrundell [p. 714] dec̄d did the foureteenth of November One thousand six hundred

Liber FF sixty five by his Deed of Guift under his hand and Seale for divers good Causes Considerac̄ons him thereunto moveing Give and Grant unto Mary Conner her heires or assignes all & eūy part & parcell of his Reall and personall Estate then wthin the said Province of Maryland which he the said Bartholomew Did then possesse and enjoy or of Right ought to have possesse or Enjoy wherein the said Bartholomew Did Oblige himselfe to deliū and possesse th^{e} said Mary of the same as her owne prop̄ Estate when shee the said Mary should require the same

And whereas alsoe the said Bartholomew the eight day of October Anno One thousand six hundred sixty five was possessed with a parcell of land called by the name of Crany necke lying in the County of 200 acre Ann Arrundell aforesaid conteyning three hundred acres more or lesse being interrmarryed with the said Mary & att th^{e} tyme of his decease th^{e} said Mary was in possession of th^{e} same

[p. 715] Your petic̄oner therefore humbly prayeth the Judgment of this honorable Court whether or noe the said Mary being at th^{e} tyme of the Decease of the said Bartholomew in possession of the said parcell of land, the said deed of Grant be sufficient for her or her assignes to Enjoy the same

And your petic̄oner shall pray &c

Opinion of the Court is that the above Specifyed Deed of Guift is not Sufficient in law to Invest the said Mary or her assignes with any of the above menc̄oned Estate Daniel Jenifer

This Indenture made the Fourteenth day of December in the Seaven and Thirtyeth yeare of the Dominion of Caecilius Absolute [p. 716] lord and p̄prietary of the provinces of Maryland and Avalon lord Baron of Baltemore &c annoq̧ domini One thousand six hundred sixty eight Betweene Samuel Winslow of New England Marryner on the One party and William Lewis of the County of Talbott in th^{e} Province of Maryland planter on the other party Wittnesseth that the said Samuell Winslow for and in Considerac̄on of Eleaven Thousand one hundred pounds of tobacco to him in hand paid by the said William Lewis the Receipt whereof the said Samuell Winslow doth hereby acknowledge and thereof and of eūy part and parcell thereof doth hereby absolutely and cleerly exon̄ate acquitt and Discharge the said Wil̄l̄ Lewis his heires executors Administrators & assignes by theis p̄nts hath given Granted bargained Alyened Sold Enfeoffed and Confirmed And doe by theis p̄nts Give grant bargaine Alien Sell enfeoffe and confirme unto him the said William Lewis his heires and as̄s̄s for ever All that parcell of land called Boston Clift lying in Talbott County on the North side of Choptancke riū next adjoyning to a Tract of land formerly laid out for Daniel Jenifer gent beginning at a markt oke by a Marsh standing upon a point and running for bredth downe the riū South and by west Three hundred and

Forty perches to another m̃kt oke standing upon a poynt being the Liber FF Northermost bound tree of the land formerly laid out for James [p. 717] Rigby bounded on the South by Rigbys line drawne West Three hundred and twenty perches on the West by a line drawne North and by West line Three hundred and Forty p̃ches untill itt intersect a paralell with the land of the s^{d} Jenifer on the North by the said land on the East by the riũ conteyning and now layd out for Six hundred and eighty acres more or lesse Together with all Rights profitts and benifitts thereunto belonging And alsoe all Patents Deeds Writeings and evidences touching or conc̃ning th^{e} same To have and to hold the said parcell of land and all and singler the sayd Bargayned premisses unto him th^{e} Sayd William Lewis his heires and assignes for eũ To th^{e} only proper use and behoofe of him the said William Lewis his heires and assignes for ever And the said Samuell Winslow for himselfe his heires executors and assignes doth hereby Covenant and grant to and with the said William Lewis his heires and assignes that he the said Samuell Winslow his heires executors and Administrators the said parcell of land and all other the bargayned premisses unto him the said William Lewis his heirs and assignes ag^{t} all manner of persons whatsoeũ warrant & defend by theis p̃nts th^{e} rents and services hereafter To become due to the said lord Proprietary for the same alwaies excepted and foreprized And Further the sayd Samuell Winslow his heires and assignes shall [p. 718] and Will from tyme to tyme and att all tymes hereafter during the Space of Seaven yeares att the requests and att the propper costs and Charges in the law of him the said William Lewis his heires and assignes make doe execute & suffer or cause to be made done executed or suffered all and eũy such further & other act and acts thing or things Devise or Devises in the law assureance or assureances whatsoeũ is requisite in the premisses for the better assureing and Sure makeing of the said bargayned premisses unto him th^{e} said William Lewis his heires and assignes foreũ Beitt by Inrollment of theis p̃nts Fine Feoffment or other wise or by any such other lawfull waies or Meanes as by him the said William Lewis his heires or assignes or by his or their Councell learned in the law shall be reasonably devised advised or required In wittnes whereof the party's to theis p̃nts have hereunto Interchangeably sett their hands and Seales the day and yeare first above written Sam^{ll} Winslow

Signed Sealed & (Seale)
Deliũed in th^{e} p̃nce of
Edward Sauvage
Richard Moy

The aforegoing Deed wth the land and premisses therein menc̃oned [p. 719] was in Open Court on the Foureteenth Day of decemƀ one thousand six hundred sixty and Eight acknowledged by the above named Samuell Winslow to be the Right of the above named William Lewis & his heires for eũ Daniel Jenifer

Liber FF Know all men by theis p̄nts that I Samuell Winslow of New-England Marryner am holden and firmly bounden unto William Lewis
of th^{e} County of Talbott in the province of Maryland planter in the
Full and just quantity of two and twenty thousand pounds two hundred pounds of tobacco and Caske To be paid to the said William
Lewis or to his Certeyne Attorny his heires executors administrators
or assignes To th^{e} w^{ch} payment well and truly to be made I bind my
[p. 720] selfe my heires executors and Administrators firmly by theis p̄nts
Sealed wth my Seale and dated the Fourteenth day of December in
the Seaven and Thirtyeth yeare of the Dominion of Caecilius &c
annoqꝫ domini One thousand six hundred Sixty and eight

The Condic̄on of this Obligac̄on is such that if the above bound Samuell Winslow his heires ex^{rs} or Adm^{rs} shall for his and their p̄ts well & truly hold observe performe fullfill and Keepe all and singuler the Covenants Graunts paym^{ts} Articles and agreements w^{ch} on the part and behalfe of the said Samuell Winslow are to be holden observed p̄formed fullfilled Donne and Kept Conteyned and Specifyed in a c̄teyne paire of Indentures betweene th^{e} said Samuell Winslow bearing date th^{e} Day of the Date hereof made of the one part and the above named William Lewis on the other part That then this p̄nt obligac̄on to be voyd and of none Effect Or else to stand in full force and vertue

Sam^{ll} Winslow
(Seale)

Signed Sealed & deliũd
in th^{e} p̄nce of
Edward Sauvage
Richard Moy

[p. 721] The aforegoing Instrument was on the fourteenth Day of December
one thousand six hundred Sixty eight by the above bound^{n} Samuell
Winslow in Open Court acknowledged to the use of the above named
William Lewis

Daniel Jenifer

This Indenture made the ninth day of November in the Seaven
and thirtyeth yeare of the Dominion of Caecilius Absolute lord and
Proprietary of the Provinces of Maryland and Avalon lord Baron
of Baltemore &c annoqꝫ dñi One thousand six hundred Sixty eight
Betweene Timothy Goodridge of Talbott County on the one part
and John Staines of the City of Bristoll m̄chant on the other p̄te
Wittnesseth that the s^{d} Timothy Goodridge for & in considerac̄on of
th^{e} sum̄e of Foure thousand pounds of tobacco to him in hand payd
by the said John Staynes th^{e} receipt whereof the said Timothy Goodridge doth hereby acknowledge and thereof and of eũy part and
parcell thereof doth hereby Absolutely & cleerly exon̄ate accquitt &
[p. 722] discharge the said John Staynes his heires executors administrators
& Assignes by theis p̄nts hath given granted bargained Aliened Sold
enfeoffed and Confirmed And by theis p̄nts doe give grant bargaine
Alyen Sell Enfeoffe and Confirme unto him the said John Staynes
his heires and assignes foreũ All that moyety and one halfe of a

Parcell of land called New Yorke lying in Talbott County and on Liber FF the South side of Chester River in langfords bay beginning att a m̃ked pine standing by a Cove side & running by th^{e} land of John Tully Southeast and by South foure hundred perches bounded on th^{e} East by a lyne drawne Northeast and by East from the end of the South east & by east line five hundred perches then North one hund^{d} p̄ches untill itt Intersect with the land of Robert Cager and by Cagers land to the first marked Pyne on the South by the first South east & by South lyne Conteyning and now laid out for eight hundred acres more or lesse To be holden of the Mann̄ of Baltemore & now in the Tenure or possession of Henry Hosier & the said Timothy Goodridge Together with all the Rights & benifitts there unto belonging Royall mines excepted and alsoe all patents Deeds writings and evidences touching or Concerning the same To have and to hold the said Moyety and one halfe of the said parcell of land & all and singuler the said Bargained premises unto him the said John Staynes [p. 723] his heires and assignes foreū To the only proper use and behoofe of him the said John Staynes his heires and ass^{s} for eū And the said Timothy Goodridge for him selfe his heires executors and Administrators Doth hereby Covenant & grant to and with the said John Staynes his heires and assignes that he the said John Staynes his heires executors and Administrators the said Moyety and one halfe of the said parcell of land and all other the bargained premisses unto him the said John Staynes his heires and assignes against all mann̄ of persons whatsoever shall and will for eū hereafter warrant and defend by theis presents the Rents and Services hereafter to become due to the lord Proprietary for the same allwaies excepted and foreprized And further that he the said Timothy Goodridge his heires and assignes shall and will from tyme to tyme and att all all tymes hereafter during the Space of Seaven yeares and att the requests and p̄per Costs and Charges in the law of him the said John Staines his heires and assignes Doe make execute and suffer and cause to be Done made executed and suffered all and eūy such further and other act and Acts thing or things Device or Devices assureance or assureances whatsoeū Requisite in th^{e} Law for the assureing and more [p. 724] assure makeing of the said Bargayned premises unto him th^{e} s^{d} John Staynes his heires and assignes foreū Beitt by Inrollment of theis p̄nts Fyne Feofm^{t} or otherwise or by any other such lawfull waies or meanes as by him the said John Staines his heires or assignes or by his or their Councell learned in the law shall be reasonbly devised advised or required In wittnes whereof the parties to theis p̄nts have Enterchangeably sett their hands and Seales the Day and yeare first above written Timothy Goodridge

(Seale)

Sealed & deliūed
in the p̄nce of
Henry Hosier
W^{m} King
Edward Savage

Liber FF The within written deed wth the land & p̄mises therein menc̄oned was in Open Court on the twelfth day of December One thousand six hundred sixty eight Acknowledged by the within named Timothy Goodridge to be the Right of the said John Staynes and his heires for eū
Daniel Jenifer

[p. 725] Know all men by theis p̄nts That I Gwy white of Calūt County in the Province of Maryland planter for a valuable Consideracon allready In hand received with the Consent of my wife Sarah White Doe Sell Alienate and Make oū from mee my heires executors Administrators or assignes All that p̄cell of land called Macklinburgh lying on the East side of Chesepiake bay and on the East side of a River in the said bay called Chester river beginning att a marked persimone tree att the mouth of a creeke called Herring Creeke being the North west bound tree of George Reads land running North and by west up the river for the bredth of two hundred perches to a markt oke by a point called Marklin point, bounded on the North by a line Drawne East South east from the said oke for length Three hundred and twenty perches on the East by a line drawne South South East untill itt intersect a paralell Drawne from the s^{d} Creeke called Herring Creeke on th^{e} South east with the said paralell on the west with the said river Conteyning and now laid out for Foure [p. 726] hundred Acres more or lesse Together with all Rights and benifitts thereunto belonging To have and to hold according to Paten granted to Robert Macklen to Thomas Norris and John Singleton, to them their Heires Administrators or Assignes foreū And doe by theis p̄nts bind me my heires Administrators or Assignes to Save and Keepe harmeless the said Thomas Norris and John Singleton from all Just claimes or Rights whatsoever their heires Administrators or assignes And I do likewise Oblige myselfe or Assignes to Acknowledge this Bill of Sale in Court w^{ch} shall happen in October next & there to passe a finall Recoūy according to Custome As Wittnes my hand & seale this third of August one Thowsand six hundred sixty eight.

Signed Sealed & Deliūed Gey White (Seale)
in th^{e} p̄nce of th^{e} m̄ke
Charles Calvert Sarah **S** Whitt
Henry Warren of

The aforegoing Deed wth the land and premisses therein menc̄oned [p. 727] was in Open Court On the fourteenth Day of december one thousand six hundred sixty and eight Acknowledged by the afore named Gwy white and Sarah his wife to be the Right of the within named 5 sides Thomas Norris and John Singleton and their heires for eū
Daniel Jenifer

On the backside of A Patent for one hundred acres of land Granted to Marke Pheypo of the County of S^{t} Marys in th^{e} Province of

Maryland planter under the Greate Seale of the said Province bearing Liber FF date the Tenth Day of October in the Seaven and thirtyeth yeare of the Dominion of Caecilius Absolute lord and Proprietary of the p̄vince of Maryland and Avalon lord Baron of Baltemore &c and according to th^{e} Condic̄ons of plantac̄on bearing date att London the second Day of July in the yeare of our lord God One thousand six hundred forty Nyne wth such alterac̄on as in them is made bearing date the two and twentyth Day of September One thousand six hundred [p. 728] fifty eight Doe hereby grant unto him the said Marke Pheypo a parcell of land Called (Cornelius his Swamp) lying in S^{t} Marys County in S^{t} Michaells Hundred beginning att a marked White oke upon a branch of S^{t} Jeromes creeke and running from the Said Oke West and by North for one hund^{d} p̄ches to a marked red oke standing on the South side of the Towne path bounded on the West by a line drawne South and by east for one hundred and Sixty p̄ches to another Red oke standing by the Towne path bounded on the South by a line drawne East and by South for one hundred perchs bounded on the East by a line drawne from the end of the East and by South line to the first bounded white oke conteyning and now laid out for one hundred acres more or lesse Signed Charles Calūt Esqꝫ Leivtenn^{t} Geñall and Cheife Goūn^{r} of our said province of Maryland is written this following assignm^{t}

Wee whose names are here under written Doe hereby for us our heires or assignes Assigne oū all our Right title and interest of and [p. 729] to the within Specified premisses to Jeremiah Harrington his heires or assignes for eū Wittnes our hands this Eleaventh Day of December Anno domini one thousand six hund^{d} sixty eight

Test Joseph Brough — Marke Phepo
Thomas Seamans
her
Anna X Phepo
m̄ke

The within menconed patent with the Land and premisses therein menconed was in open Court on the fourtenth Day of December one thousand six hundred sixty and eight acknowledged by th^{e} within named Marke Phepo and Ann his wife to be th^{e} Right of th^{e} above named Jeremy Harrington and his heires foreū Daniel Jenifer

One the backside of a Patent under his lo^{ps} greate Seale of the [p. 730] Province of Maryland bearing Date the Twelfth day of March in the Seaven and twentyth yeare of his said lo^{ps} Dominion oū the said Province annoqꝫ domini One thousand six hundred fifty eight Wittnes Josias Fend^{ll} Esqꝫ leivtenn^{t} of the s^{d} Province and according to the Condic̄ons of Plantac̄on bearing date att London the second day of July in the yeare of our lord god one thousand six hundred fifty Nine wth such alterac̄on as in them is made by our Declarac̄on bear-

Liber FF ing date the sixe and twentyeth day of Aug^{t} one thousand six hundred fifty one under th^{e} yearely Rent of one shilling sterling &^{c} Granted unto William Osbeston for fifty acres of land (called Osbestons oke) lying on the East side of S^{t} Georges River and on the East side of a Creeke of the s^{d} river called Trinity creeke next Adjoyning to the land late laid out within Trinity Mannor Running North up the Creeke unto John Norton beginning at a marked oke standing by a branch called Nortons branch being the bound of the said Mannor running North up the Creeke for bredth fifty perches to a m̃ked
[p. 731] oke by a branch called Osbestons branch bounding on the North by a line Drawne East up the branch fifty perches for length to a m̃ked oke & East from the said oke one hundred and and Tenn perches into the woods to a marked oke on the East by a line drawne South Fifty perches untill itt intersect a paralell drawne from Nortons branch Conteyning and now laid out for Fifty acres be itt more or lesse, Is written this following assignment Vizt

Know all men by theis p̃nts That I William Osbeston of the County of S^{t} Mary's in the Province of Maryland planter for a valuable Consideracõn to me payd by Marke Blomfeild of the same County in the Province aforesaid planter the Receipt whereof I doe acknowledge to have Signed and Sett over unto th^{e} said Marke Blomfeild all my R^{t} title Interest Claime and demand of in and to all the land Specified within this mencõned patent Conteyning fifty acres more or
[p. 732] lesse To have and to hould the same to him the said Marke Blomfeild his heires and assignes for eũ To the onlly use and behoofe of him the said m̃ke Blomfeild his heires and assignes for ever In wittnes whereof I have hereunto sett my hand and Seale the Ninth day of December in the Seaven and Thirtyeth yeare of the dominion of Caecilius &c annoqꝫ domini One thousand six hundred sixty eight

Signed Sealed & Deliũed William Osbeston
in the p̃nce of (Seale)
Richard Moy
his
John IH Hunt
m̃ke

The within mencõned patent wth th^{e} land & p̃msses therein expressed Was in Open Court on th^{e} twelfth day of December one thousand six hundred sixty and eight acknowledged by the above named W^{m} Osbeston to be th^{e} r^{t} of th^{e} above named Mke Blomfeild & his h^{rs} foreũ Daniel Jenifer

[p. 733] Memorandum That on the backe side of a Patent under the greate Seale of the Right honorable Caecilius Absolute lord and Propryetary of the Provinces of Maryland and Avalon lord Bar̃on of Baltemore &c and according to his said Lo^{ps} Condicons of plantacõn the second of July in the yeare of our lord God One thousand six hundred forty nine, with such alterac̄on made the six and twentyth Day of Liber FF August one thousand six hundred Fifty one, bearing Date att St Mary's the Five and twentyth Day of May in the two and thirtyeth yeare of his said lōps Dominion oū the said Province annoqȝ domini One thousand six hundd sixty three Wittnes Charles Calūt Esqȝ leivtennt Generall of the sd Province and undr yearly Rent of Eleaven shillings sterling In silver Or gold Or the full vallue &c granted unto William Cole of the aforesaid Province gentleman for Five hundred and fifty acres of land (called Colebrooke) lying on the Easterne [p. 734] shore of Chesepiake bay on the westermost side of Goase Creeke in Manokin riū beginning att a marked white oke wth twelue Notches seperating the said land from the land of John Elzey running up the said Creeke North North east the length of two hundred seventy five perches unto a marked White oke standing by a Marsh side thence running North west into the Woods the lenght of three hundred and twenty perches unto a marked Pyne Tree thence with a lyne drawne South South west the lenght of two hundred seaventy five perches unto a marked oke thence with a line drawne South East the lenght of Three hundred and twenty perches till itt intersect a Parallell with the first marked tree Conteyning and now laid out for Five hundred and Fifty acres more or lesse Is written this following assignmt vizt

Know all men by theis p̄nts that wee William Cole and Sarah Cole of the County of St Mary's in the Province of Maryland for a Valuable Considerac̄on to us in hand paid by Richard Whitty of the County of Somm̄sett in the p̄vince aforesaid the Receipt whereof wee doe acknowledge to have assigned and sett over to the said Richard Whitty all our right title interest claime and demand of in and to all the land Specifyed in the wthin menc̄oned Patent To have and [p. 735] to hold the same to him the said Richard Witty his heires and assignes To the only proper use of him the said Richard Whitty his heires and assignes for eū from us & either of our heires executors administrators and assignes for ever In wittnes whereof wee have hereunto sett our hands and Seales the fifteenth day of December in the Seaven and thirtyeth yeare of the Dominion of Caecilius &c annoqȝ domini One thousand six hundred sixty eight

Signed Sealed & Deliūed
in the p̄nce of
Richard Moy

the m̄ke
William **W C** Cole
of
the m̄ke
Sarah **S C** Cole
of
(Seale) (seale)

Acknowledged in Open Court the Fifteenth Day of December one thousand six hundred sixty eight by the wthin named Wm Cole &

Sarah his wife to be the R^t of the within named Richard Whitty & his heires foreū Daniel Jenifer

[p. 736] Know all men by theis p̄nts that I Bryan Daley of S^t Mary's County In the p̄vince of Maryland Have bargained & sold and Do by theis p̄nts bargaine & sell unto Markes Blumfeild of the same place and County aforesaid One Gray Mare with a bald Face and one Wall eye Cropt on the Right eare and Slitt on th^e left with a Colt Running by her side with two white feete behind the mare haveing beene form̄ly belonging to Mister Henry Warren Preist Hereby binding myselfe my heires or assignes to warrant and Defend the sale of the said Mare Colt and their Increase for eū unto the said Brumfeild his heires or assignes for ever from all person or persons whatsoeū th^t shall any waies lay clayme or Challenge to them wittness my hand and Seale this nine and Twentyeth day of August Anno Domini One thousand six hundred sixty & eight Bryan Daley

Test Joseph Brough (seale)
Roger Shehee

[p. 737] Know all men by theis p̄nts that I John Benson of S^t Marys County in the Province of Maryland for and in consideracōn and for Security of Certeyne Tobacco Due upon Bill and Accompt unto Joseph Brought and in his possession Doe hereby bind Sett and assigne over unto the said Brough or his assignes All and Sinḡler of my Cropp of tobacco either within Doores or without and all and eūy part and p̄cell thereof either made by mee or any other p̄son by from or under mee made or belonging upon the Ground or in the howsinge which I rented this yeare of Elizabeth Greene and Orphants hereby disclayming all Interest in the said Cropp or Cropps of Tobacco, and delivering the same into his or their Custody to be Efficiated Ordered or disposed of att his the said Broughs pleasure or [p. 739] his Ord^r or as he shall thinke fitt untill the said Debts be fully and Compleatly Satisfyed hereby binding my selfe my heires or assignes in the valew of Five thousand of tobacco to be paid to the said Brough not any wais to pay Dispose impaire or Imbecill away any part or Parcell thereof without his Order and to doe my Endeavor in the handling of itt for his or their use as if hee were Really p̄nt allwaies Provided the said Brough is to take in a bill of Fowre hundred pounds of tobacco from James Lewis out of the said Cropp and noe further wittnes my hand and Seale this Tenth day of Octob̄ Anno One thousand six hundred Sixty and Eight John Benson

Test Thomas Seamans (Seale)
his
James lambb
m̄ke

December the Fifteenth annoqꝫ domini One thousand sixty Eight Liber FF
John Hayles of the County of S^{t} Mary's desires his eare m̃ke [p. 740]
of Cattle to be Recorded as followeth Viz^{t} Cropt on both eares & under Keel'd on both Eares and a slitt in th^{e} Right Eare

December the Twenty'th annoqꝫ domini One thousand six hundred sixty and eight

Came William Wilkinson of the County of S^{t} Maryes and Desires his marke of Cattle may be Recorded which is as followeth Viz^{t} Cropt on the left eare & a Slitt and a Nick und^{r} th^{e} sayd Eare and a Slitt in the right Eare with an over Keele and A nicke under the sayd Eare

December the seaven and Twentyeth annoqꝫ dni one thousand six [p. 741]
hundred Sixty and eight

Came Nicholas Gwyther of the County of S^{t} Maryes & Desired his Eare m̃ke of Cattle to be Recorded as followeth (viz^{t}) Swallow forked on the left Eare and Oū haved on the Right Eare

Patrick Due pl^{t} } The Defend^{t} preferrs his Bill of Costs against
John Gramm̄ defend^{t} } the plaintiff wherein was incerted Costs and Charges at the County Court expended to which this Court being strangers unto.

Wherefore Ordered that the Commission^{rs} of Calvert County Court doe Certifie th^{e} true Costs and charges by th^{e} Def^{t} at th^{e} s^{d} Court in th^{e} s^{d} suite expended to th^{e} Justices of th^{e} next p^{all} Co^{rt}

Received this Tenth Day of December Anno One thousand six [p. 742]
hundred sixty Eight of and from Thomas Innes Full and Just Summe & payment of a debt due by Bill from the said Thomas Innes being for the full quantity of Two thousand Seaven hundred and fifty pounds of tobacco Dated in October last wherefore know yee that I Josias Roots Doe by theis p̄nts Cleerly Freely and wholy Cleare Acquitt and discharge the said Thomas Innes of and from all Bills, Bonds, Debts, Dues, or Demands whatsoever from the beginning of the world to this p̄nt day of the date hereof, In wittnes whereof I have here unto sett my hand and Seale the day and yeare above Specified

Signed Sealed & Deliūed Josiah Roots
in th^{e} p̄nce of (Seale)
Roger Haskine
Tho: Griffin
Elias Beach

Know all men by theis p̄nts that wee Elizabeth Ellery Relict of [p. 743]
the deceast Henry Ellery and William Watts her Attorney have received of Patrick Forrest Executo^{r} of the last Will and Testament

Liber FF of the said Deceast Henry Ellery All moveables and immoveables Bills bonds debts Dues and Accompts belonging and apperteyneing to the Estate of the said Deceased Henry Ellery And wee the said Elizabeth Ellery and William Watts for our selves our heires Executors or administrators by theis presents have released and Discharged the said Patricke Forrest his heires Executors or Administrators from all debts bonds Bills Accompts of What kind soeū As Wittnes our hands and Seales this Seaventh day of January One thousand Six hundred Sixty eight

Elizabeth T Ellery
her m̄ke
(seale)
William Watts
(seale)

Test Walt Collohill
Walter X Roll
his m̄ke

[p. 744] To all Faith-full people unto whome this present writeing shall come William Burton Sam^{ll} Tucker of Rotterdam in Holland Merchants have made Ordeyned Constituted authorized and appointed and in our and every of our places put & by theis presents doe make Ordayne Constitute authorize appoint and in our and eūy of our places put our trusty and Loveing freinds Thomas Mathew and Joseph att Cherry point in Potomecke riū in Maryland merchants joyntly and Severally our true and lawfull Attorneys to demand leavy recoū and receive for us and every of us and in our and every of our names for th^{e} use of our selves of Benjamin Rozer of Virginia in Maryland aforesaid or in any place Adjacent thereunto or hired Servants all and Singuler such goods Effects debts tobaccos Bills bonds land's and Cattell whatsoeū he hath Contracted for, for our use and accrewing unto us or any of us by vertue of Seūall Cargoes of goods [p. 745] Sent unto the Benjamin Rozer our Servant aforesaid and to give a true account unto our Attornyes aforesaid and alsoe to cause him the said Rozer to Deliū up Just accoumpts of all th^{e} Affaires Dealeings and Managements hee in Said quality of a Servant or Factor hath had in the said Continent for our account Giveing and granting unto our said Attorney's full power and Authority by theis presents for us and every of us in our and every of our names to doe use and execute or cause to be done used and executed all reasonable and lawfull waies and meanes whatsoeū for Obteyning and recovering all and Singuler our goods debts tobaccoes bills and bonds lands and cattell and accounts as aforesaid either by Suite or Suites att lawe or Otherwise and upon receipt of every or any part thereof for us and eūy of us and in our and every of our names and stead to give any lawfull release or discharge for the same and to Compound Conclude and Determine to the use afores^{d} in for and concerning the premisses and eūy of them and whatsoeū our said Attorneys joyntly and seūally shall lawfully doe or cause to be done in our or any of our names in or about the premisses or any of them the same wee and

Liber FF [p. 746]

eũy of us shall and Will ratify and allow as fully and effectually as if wee ourselues were p̃sonally p̃nt and were the Doers or Causers thereof In wittnes whereof unto theis p̃nts wee the said William Burton and Samuell Tucker have Sett our hands and Seales Dated the eight and twentyeth day of August in the yeare of o^{r} lord according to Dutch accompt One thousand six hundred sixty foure

Memento the words joyntly and Severally were interlined twice before the Signing and Sealeing hereof

Sealed and Deliũed W Burton (seale)
in th^{e} p̃nce of Sam^{ll} Tucker (seale)
Job Walton
Robert Skelton
F Liste

The Deposic̃on of Job Walton aged foure and twenty yeares or thereabouts and Robert Skelton aged thirty two yeares or thereabouts sworne on the twenty sixth of January One thousand six hundred sixty and foure that they did see the above menc̃oned letter of Attorny delivered by William Burton and Samuell Tucker as their Act and deed [p. 747]

Sworne before me
Charles Calvert

Know all men by theis p̃nts That wee John Moll m̃chant Timothy Parker m̃cer Thomas Ellis and John luffe m̃chants all of th^{e} Citty of Bristoll Owners and imployers of the Good shipp called the John and Christian of Bristoll of the burthen of Three hundred tons or thereabouts whereof (under God) Thomas Coop̃ is Master w^{ch} said Shipp now is att virginia or Maryland Have made assigned Ordeyned authorised appointed & Deputed and in our places and Steads by theis presents have put and constituted the said Thomas Cooper and Thomas Whittop of the Citty aforesaid Marin^{r} (he being now bound for Virginia our true and lawfull Attorney and Attorneys joyntly and either of them by himselfe seũally for us and in our names and Steads [p. 748] and to and for our Only propper use and behoofe to aske Demand leavy sue for recoũ & receive of and from Thomas Freeman late of the said Citty Grocer whoe went as Factor in the said Shipp All such goods and m̃chandices as were laden on board the said shipp by John Machen mercer late Part owner of the said shipp in the Port of Bristoll afores^{d} and received to dispose by the s^{d} Thomas Freeman And to demand an Accompt of the s^{d} Thomas Freeman of the proceeds and profitts thereof and of the disposeall thereof And after Just Accompt shall be given to settle & dispose thereof as our s^{d} Attorneys or either of them shall thinke fitt And alsoe for us and in our names and Steads to aske demand levye sue for recover and receive of and from any other person or persons whatsoeũ whome itt shall concerne in Virginia or Maryland aforesaid All such summe or summes of

Liber FF [p. 749] money debts Tobaccoes dues and demands whatsoever which are or shall bee due oweing or belonging or Deteyned from us by the said person or persons which were left in their hands by the said Thomas Freeman or contracted for by him whether the same are or shall be due by bill bond or therwise And further to Displace the said Thomas Freeman from Acting or doing any thing or things whatsoeū apperteyning thereunto Giveing and by theis Granting unto our said Attorneys joyntly & either of them by himselfe seūally our full power good Right and lawfull Authoryty in the premises To sue arrest attach Declare implead condempne and Imprison and out of prison againe to deliū or cause to be deliūed And to give Accquittances or other Discharges in our names for us and in our names and Steads to make Seale and Deliver as our Acts and Deeds Attorney alsoe or Attorneys One or more under them or either of them to make and Substitute and the same againe att pleasure to Revoke And geñally to doe execute performe fullfill and fynish all and whatsoever else shall be needfull or Necessary to be done in or about the premises [p. 750] in as large and ample maner & forme to all intents and purposes as if wee or any of us were p̄sonally present or the doers thereof Ratifyeing confirming and allowing all and whatsoeū our said Attorneys joyntly or either of them seūally shall lawfully doe cause or procure to be done in or about the premisses by vertue of theis p̄nts to be as good and effectuall in the law as if wee or any or either of us had done the same in o^{r} owne persons In wittnes whereof wee have here unto sett our hands and Seales Dated the Fifteenth day of August Anno RR Carol̄ secund̄ nunc Anglō &c vicesimo Annoqꝫ domini One thousand six hundred sixty eight

John Moll (seale)
Timoth: Parker (seale)
Thomas Elliss (seale)
John Luffe (seale)

Sealed & deliūed
in th^{e} p̄nce of
Percivall Read
The m̄ke Ꝁ of
Thomas Kerney
Rich: Bell Serv^{t} unto
Thomas Hartwell No: Pub^{iq}

[p. 751] The within written written deed was proved by Percivall Read and Thomas Kerney Wittnesses to the said writeing to be have Signed and Sealed by John Moll and John Luffe in the behalfe Selfes and the rest of the Owners of John and Christian before mee first of February One thousand six hundred sixty eight Charles Calvert

Know all men by these presents that I William Savidg the Sonn of Giles Savidge Combe maker of London doe make Ordaine and by these presents Constitue John Wooters of Maryland planter my true and Lawfull Attorney for me and in my stead to inquire Or Cause to inquire to be made into the Estate of my Said Father Deceased and upon Knowlidge Or informacōn of any thing properly belonging unto me his said sonn by Will Or Otherwise then to make Demand Sue and recouer the same and upon receipt thereof to accquitt and Discharge and by these presents I Doe Give unto my Said Attorny full power as though I my selfe were personally present and as the Law requireth in such Cases and to the true intent and meaneing [p. 752] hereof I haue hereunto Interchangably sett my hand and seale this xxvi^th^ of January and in the yeare One thousand Six hundred Sixty eight William Savidg (seale)

Signed Sealed & Delivered
in the presents of us
James Cullumes } p̄ved:
John Tassell }

Know all men by these presents that I Petronel Chivers of the County of Calvert Spinster haue Constituted Ordained and appointed and by these presents doe Constitute Ordayne and appoint and in my Stead and place put and Depute Daniel Jenifer of the County of S^t^ Maries Gent to be my true and Lawfull Attorny and Depute Irrevocable, In my name and to his the said Daniels proper use & behoofe to aske Demand require recover and receive by Order of Law or Otherwise of Francis Gunby of the County of Charles Plaisterer the sum̄e of three thousand five hundred pounds of tobacco in Caske Appeareing to be Due to me by Bill under hand Writeing of the said Francis Gunby and in my name to sue arrest Implead Or Imprison the s^d^ Francis Gunby for the said Debt if Need require and upon sattisfac̄on and payment made from prison Or execuc̄on to Deliver and accquittance Or Other Lawfull discharge Or Discharges in my Name to signe seale and Deliver and in my Name to appeare in all Courts and places and before all persons my person to represent and in my Name to doe all things as I my selfe might Doe in the premisses Rattifying and Confirming for firm Good and effectuall and of Full power and Force all that my said Attorny his substitutes [p. 753] Or assignes shall Doe Or Cause to be Done in the premisses in my Name and to his Owne proper use as aforesaid In Wittnes Whereof I haue hereunto sett my hand and seale this twelfth day of October in the xxxvii^th^ yeare of the Dominion of Caecilius &c Annoq̧ Dom̄ 1668
th^e^ marke of
Petronell X Chivers (Sealed)

Sealed & Delivered
in presence of
Chr: Rousby
Wiłł Fardel

February th^e^ Seaventeenth Annoq̧ domini One thowsand six hundred sixty Eight

Came Marke Cordea of the County of S^t^ Mary's Inholder and desired his Eare marke of Cattle might be recorded w^ch^ is as followeth

Liber FF viz^{t} Cropt on both eares and A hole on the right Eare, On the left a Slitt and A Nicke under the left Eare

[p. 754] The Prouin^{all} Court of the R^{t} Hon^{ble} Caecilius Absolute Lord & Proprietary of the Prouince of Maryland Holden att the Citty of S^{t} marys before the Justices of the said Court the ninth day of February in the Seaven & thiretyth yeare of the Dominion of his lords̄p ouer the said Prouince Annoqꝫ Domini one thowsand Six hundred Sixty Eighte

Charles Caluert Esqꝫ Leiutenn^{t} Generall
Philip Caluert Esqꝫ Chancellour
Jerome white
Baker Brook } Esq^{rs} Justices
Coll̄: w^{m} Euans

The Court being mett and the Cryer hauing made Proclamac̄on, Thatt all manner of persons who haue any thing to doe att the said Court to draw neer and giue theire attendance

Thomas Carleton was then Sworne an Attorny of this Court According to the Oath for an Attorny of the Prouin^{all} Court

Henry Cox the Attorny of Tho: Dennis Compl̄t: } Morecroft p̄ quer̄
William Berry defend^{t}

This Cause depending in Chancery last Court when itt was Ordred that Attachm^{t} of Contempt issue against the defend^{t} for his not appearing then to answere which said Attachm^{t} not issueing and the defend^{t} now called and not appeareing,

It is therefore againe Ordred that an Attachm^{t} of Contempt issue ag^{t} the defend^{t} to answere the next Court his Contempt herein & what else shall be Then Objected against him &^{c}

Christian Banister being ordred last Court to make her appearance this Court to answere what should be objected ag^{t} her on behalfe of the Court, doth accordingly appeare And is Ordred That she finde Suretyes for her appearance next Court in the meane while to be of the good behauiour towards his lōpp and all the people of this prouince

Mark Cordea pl̄t } Morecroft p̄ quer̄.
John Powick defend^{t} } ....

The pl̄t Obtaining last Court an Attachm^{t} ag^{t} the Estate of the defend^{t} which then Issued and the sherriffe makes returne thereof in these words Not to be found—Tho: Brook sherr̄

Whereupon it is Ordred that the said Attachm^{t} be Continued and that the sher̄ of Caluert County doe make a better returne of his last proceedings therein Liber FF

William Moffett of Caluert County one of the Coroners of the said County petitioneth the Court for Seuerall fees due to him as Coroner and not sattisfyed

Ordred that the fees for Constables and Coroners bee Considered of the next Assembly

George Monroe Complain^{t} } Morecroft p̄ quer̄: [p. 755]
Henry Hyde Nic^{o} Bead and }
Eliz: his wife defendants } Caluert p̄ deft

The def^{t} was last Court Ordered to put in his Answere to the Comp^{lts} Bill wthin tenn dayes, which being done the Compl̄t doth now deliuer into Court his Replicac̄on, whereupon time is giuen the defend^{t} to rejoyne till tommorrow morning

Reymond Staplefort plaintiffe } Morecroft p̄ quer̄.
John Bayley defend^{t} } Rozer p̄ def^{t}

This Cause respited from last Court when Ordred that the defend^{t} doe put in his plea this Court, which is as followeth

And the said John Baley by Benj^{a} Rozer his Attorny Comes & defends the force and Injury when &^{c}: and saith that the s^{d} Reym^{d} Ought not to haue his acc̄on against him because hee saith that the Bond alleadged is not his deed Benj^{a} Rozer

And the said Reym^{d} saith as formerly hee hath Said that the said writeing is the deed of him the said John Bayley and of this hee puts himselfe upon the Country And the said John Likewise, Wherefore ord^{r} is giuen &^{c}

The defend^{t} in Open Court Confest the Bond to be his deed, wherupon Judgm^{t} past for the pl̄t:

John Halfhead Compl̄t } Morecroft
Joseph Edloe defend^{t} } Caluert

Time giuen the def^{t} last Court till the 7th day of January to put in his Answere to the Compl̄t^{s} Bill in Chancery, which being not accordingly done, the Compl̄t Craues Cost ags^{t} the def^{t} w^{ch} is granted

Whereupon the defend^{t} doth now deliuer into Court his Answer in writeing and upon Oath to the Bill exehibited ag^{t} hime, And Ordred that the Compl̄t doe bring his wittnesses to be Examined before the Chancello^{r} to declare upon Oath what they know in and Concerning the p^{r}misses

Oliuer Hollaway Compl̄t: } Time being giuen the Compl̄t to put in
John Homewood defend^{t} } his replicac̄on to the defend^{ts} answere

Liber FF last Court the first day of this Court which hee doth now deliuer into Court wherein hee saith that the def^{ts} answere is insufficient in law to be replyed unto for many faults and imperfec̄cons therein,

Wherefore Ordred that the def^{t} doe put in a better Answere next Court, as alsoe his Rejoynder to the Replicac̄on of the Compl̄t^{s}:

Reymond Staplefort pl̄t } Morecroft p̄ quer̄. }
John Auery deft } Jenifer p̄ defend^{t} }

This Cause respited from last Court, the pl̄t sueing the defend^{t} in an acc̄on of the Case for three Thowsand Three hundred pounds of tob̄: The defendant puts in his plea as follō:

[p. 756] And the said John by Daniel Jenifer his Attorny Comes & defends the force & Injury when &^{c}: and sayes that the aforesaid Reym^{d} ought not to haue his acc̄on aforesaid, for that whereas in the Assembly of Caecilius &^{c} at S^{t} Johns in S^{t} marys County wthin this Prouince the 4th day of march 1667 in the 16th yeare of his Dominion holden sett forth (amongst other things) it was enacted by the Authority of the same Assembly that noe Contracts or Other Reckonings upon Accompt Book or Otherwise then by specialty Onely w^{ch} shall bee aboue nine months Standing shall bee pleadeable in any Court wthin this Prouince except such as were before the end of the same Assembly Contracted as by the said Act may more fully appeare

And the said John for plea further saith that long before the day of procuring the Originall writt ag^{t} him there was aboue nine months time Elapsed and past betwixt the time alleadged by the said Reymond in his Declarac̄on when the supposed Assumption by the said John was made and the sueing forth the said Originall writt and this hee is ready to auerre wherupon hee demandeth Judgm^{t} if the aforesaid Reymond his acc̄on aforesaid against him ought to haue &^{c}:

Jenifer

The aforesaid Act being allowed by the Court for a Sufficient plea in Barr to the plaintiffs decla^{con} Judgm^{t} past by the Board for the defend^{t} against the plaintiffe

John Auery plaintiffe } Morecroft p̄ quer̄. }
Eliz: Brook Adm^{x} of } Jenifer p̄ defendant }
Rob: Brook defendant }

Ordered last Court that the def^{t} should make her appearance to this Court and bring wth her all papers relateing to the perfecting of her Accompt in and Concerning the Estate of her said deceased husband and that she doe then deliuer in a perfect Acc^{t} of the same

The defend^{t} hauing appear'd accordingly doth now Exhibite into Court an Accompt of the s^{d} Estate which being not formall and according to Method, Nor producing Copyes of those Orders which past against the said Estate in the County Court

Liber FF

It is therefore againe Ordred that the defendt haue time till next Prouinciall Court to exhibite a perfect intire and methodicall Accompt of the Estate of the said Robert Brook decd and to produce then to the Court Copyes of all Orders and Judgmts past agt the said Estate in any County Court wthin the prouince and all other papers for the Clearing and discharging her selfe of the same

Verte

[p. 757]

Further Ordred that the plaintiff haue deliuered to hime what bills Bonds or other thing materiall that is taken by Execuc̄on and leauyed by the sherriffe of Caluert County towards the sattisfying and discharging of the debt due to the pl̄t out of the Estate of the said Robert Brooks

Daniel Jenifer plaintiffe }
Anthony Callaway deft }
The pl̄t hauing Attachmt last Court granted him agt the Estate of the defendt for Sixteen hundred pounds of tobacco, the sherriff of Talbott County returnes the same as followeth

I hauing attached in the hands of Jonathan Hopkinson the Estate of Anto Callaway the said Hopkinson confessing that hee stands endebted unto the said Callaway fifteene hundred pounds of tobaccoe

Wit̄t: Coursey

Wherupon Judgmt is granted the pl̄t for the said Sum̄e of fifteen hundred pounds of tobaccoe in the hands of the said Jonathan Hopkinson

Daniel Jenifer plaintiff }
Anthony Callaway deft }
The plaintiff hauing Attachmt last Court granted him also against the Estate of the defendt for another sum̄e of Sixteen hundred pounds of tobaccoe, which writt of Attachmt being not executed Ordred that the same be Continued to the pl̄t:

Toby Wells plaintiffe } Jenifer p̄ quer̄. }
Jno Vicaris defendt } Morecroft p̄ def: }
noe returne being made from the Commrs of Kent County according to an order here past last Court,

Ordred it be respited to the last day of this Court

The Court is adjourn'd till tommorrow morning

The Justices all mett as yesterday this being the 10th of Febb̄: 1668

George Monroe Complainant }
Henry Hyde Nico Bead and }
Eliz: his wife defendants }
Morecroft p̄ quer̄. }
Caluert p̄ defendt }

The defendt hauing not fully Answered to the bill Exhibited agt him by the Complaint, It is therefore Ordred that the defendt doe put in a full and perfect Answere to the said Bill on the first day of the next Court as hee is required in the Replicac̄on put in by the Complainant

Liber FF Benjamin Cowell Compl̄t } Morecroft p̄ querunt
Jonathan Sibrey defend^{t}

The defend^{t} being subp^{d} in Chancery the w^{ch} hee did acknowledge in a letter to the Chancello^{r} wherein hee desired Excuse for his non appearance

Wherefore Ordred that an Attachm^{t} of Contempt doe issue forth to bring the person of the said Sibrey to answere his said Contempt att the next Prouin^{all} Court

[p. 758] Mathew Paine of London marriner being sworne in open Court doth by his Oath proue a letter of procurac̄on from Benjamin Cowell of London to John morecroft gen^{t} for the recouery of twenty thowsand pounds of tobacco in the hands of M^{r} Jonathan Sibrey and formerly belonging to Cuthbert witham of London merchant as also a Bond of the said withams due to the said Cowell was by the oath of the said Paine proued to be the Act and deed of the said Withams, alsoe One Other writeing according to Lex mercatory was by the Oath of the said Paine in open Court proued

George Thompson being bound Ouer unto this Court to make his p^{r}sonall appearance and to be of the good behauiour doth accordingly appeare, and is Clear'd by Proclamac̄on

Thomas Knighton then sworne an Attorny of this Court according to the Oath for Attornys of this Court

Jarrett Vansweringen pl̄t: } Jenifer p̄ quer̄:
Edward Lee def^{t}

The pl̄t sues the defend^{t} in a plea of tresspass upon the Case for Eleauen hundred Eighty One pounds of tobaccoe, for which hee Obtain'd Attachm^{t} last Court and part thereof Attached in th^{e} hands of the Hon^{ble} Charles Caluert Esqꝫ:

Ordred that the plaintiff haue Judgm^{t} for his whole debt ags^{t} the Estate of the defendant—To the perticulers of which the pl̄t doth sware unto in Open Court—Further Ordred that the pl̄t doe giue in Security that in Case the def^{t} doe appeare wthin a yeare & day to answere the suite that then the said Judgm^{t} to bee uoid, Otherwise to remaine in full force &^{c}:

Thomas Cooper plaintiffe } Jenifer p̄ querunt
John Anderton def^{t}

The pl̄t sues the defend^{t} in a plea that hee render him Fowre Thowsand eighte hundred pounds of tobaccoe

The defend^{t} not appearing, Ordred it be respited to the last day of the Court

Liber FF

Rebecca Burton the Adm^{x}
of Edmond Burton pl̄t:
Henry Hudson defend^{t}
Jenifer p̄ querunt

The pl̄t Obtain'd Attachm^{t} last Court ags^{t} the Estate of the defend^{t}, w^{ch} att the Request of the pl̄t is againe Continued to the next Prouinciall Court

Court adjourn'd till the afternoone

The Justices all mett as in the morning

[p. 759]

Thomas Cooper the Adm^{r}
of Tho: Freeman plain̄t
William Stacey defend^{t}
Jenifer p̄ quer̃.
Caluert p̄ def:

The pl̄t as Adm^{r} aforesaid sues the def^{t} in a plea that hee render to hime thirety Eighte hundred fowrty two pounds of tobacco and Cask w^{ch} hee unjustly detaines &^{c}: being for the paym^{t} of nineteen hundred twenty One pounds of tobaccoe and Caske

And the said william Stacey by william Caluert his Attorny Cometh and defendeth the force and Injury when &^{c}: and as to the nineteen hundred twenty one pounds of tobacco in the declarac̄on menc̄oned the said William Caluert saith he is not informed by the said William his Clyent of any Answere thereunto to giue Therefore the said Thomas Cooper doth remaine ags^{t} hime the said william Stacey as to the said nineteen hundred twenty one pounds of tobacco undefended
Wil̄l Caluert

Therefore it is ordred by the Court here that the s^{d} Thomas Cooper as Adm^{r} of Thomas Freeman recouer of the said William Stacey the said sum̄e of nineteen hundred twenty One pounds of tobaccoe and Cask wth Costs

George Yate plaintiff
Rob^{t} Burte the Attor:
of Dauid Poole defend^{t}
Jenifer p̄ quer̃:
Carleton p̄ def^{t}

The pl̄t sues the defend^{t} as Attorny of Dauid Poole in a plea of debt upon Articles That hee render him Twenty thowsand pounds of tobacco w^{ch} he unjustly detaines &^{c}:

And the aforesaid Rob^{t} Burte by Thomas Carleton his Attorny desires Oyer of the writeings & saith that he knowes nothing of any Articles made betwixt the said George Yates and the said Dauid Poole and if there bee any such articles as aforesaid the Condic̄ons of deliuery of the Seru^{ts} Seruants rights and linnin aforesaid is not due untill the next yeare according to the declarac̄on and this hee is ready to auerre for which hee Craues the Judgm^{t} of the Bench
Tho: Carleton Attor̄

The defend^{t} Rob^{t} Burte pleading himselfe a stranger in the p^{r}misses and alleadging to the Court that the said Dauid Poole will

Liber FF suddenly bee arriued in the Prouince. wherefore hee desires it may be respited untill next Court, in the meane while that hee will Bayle the Acc̄on and secure Effects Sufficient in his hands to answere the plaintiffs demands before it bee shiped or disposed off out of his hands or possession, whereupon the Court doth order that this Cause be respited untill next Prouin^{all} Court and that the said Rob^{t} doe the suite in Case hee bee Cast therein

[p. 760] John Moll Timothy Parker Thomas Ellis &
John Luffe by theire Agent Tho: whitop pl̄t^{s}:
Thomas Cooper the Adm^{r} of Thomas Freeman defend^{t}

The pl̄t^{s} sues the defend^{t} as Adm^{r} of the Goods and Chattles of Thomas Freeman dec^{d} in a plea of tresspass upon the Case. for diuers & sundry Goods and merchandizes by them shiped and sent in to this Prouince by the said Thomas Freeman & by him to be Vended and sold upon theire Accompts amounting to the sum̄e of One hundred & foure pounds Sixteen shillings Sterling which being rated in tobaccoe as the same was sold by the said Freeman in his life time att one penny p̄ pound is Twenty Fiue Thowsand One hundred fifty two pounds of tobaccoe, alsoe for the passages of Sixty nine seruants to be paid by the said Freeman upon his Arriuall wthin this Prouince att Eighte hundred and fifty pounds of tobaccoe p̄ head w^{ch} amounts unto the sum̄e of fifty Eighte Thowsand Six hundred and fifty pounds of tobaccoe, which said seuerall sum̄es in the whole amounts unto Eighty three thowsand Eighte hundred and two pounds of tobaccoe

And the said Thomas Cooper by Daniel Jenifer his Attorny Cometh & defendeth the force & Injury when &^{c}: and as to the Eighty Three thowsand Eighte hundred and two pounds of tobaccoe in the pl̄t^{s} declarac̄on menc̄oned the said Daniel saith hee is not informed by the said Thomas Cooper his Clyent of any answere thereunto to giue, Therefore the said Jn^{o} Moll Timothy Parker Thomas Ellis and John Luffe doth remaine against him the said Thomas Cooper as Adm^{r} aforesaid as to the said Eighty Three Thowsand Eighte hundred and two pounds of tobaccoe undefended Daniel Jenifer

Therefore it is Ordred by the Court here that the said John Moll Timothy Parker Thomas Ellis and Jn^{o} Luffe recouer of the said Thomas Cooper as Administrator of the Goods and Chattles of Thomas Freeman dec^{d} the said sum̄e of Eighty three Thowsand Eighte hundred & two pounds of tobaccoe

Oliuer Gery plaintiffe
Eliz: Leitchworth the Adm^{x}
of Tho: Leitchworth defendant
Jenifer p̄ quer̄
Caluert p̄ def:

The pl̄t: Obtaining Judgm^{t} last Court ag^{t} the defend^{t} whereupon Execuc̄on issued out of this Court against the Body of the said

Elizabeth directed to the Sherriffe of Caluert County and that her said Body hee haue att this Prouinall Court, which accordingly hee hath brought, Liber FF

Wherefore Ordred that she be remainded back to the said sherriffe and in his safe Custody to bee kept untill she shall haue fully sattisfyed the pl̃t what is required in the said Execuc̄on

[p. 761]

Thomas Cooper the Admr of Tho: Freeman plaintiffe
Wm King defendant
Jenifer p̄ quer̄
morecroft p̄ defendant

The pl̃t as Admr of the Goods & Chattles of Tho: Freeman decd sues the defendant In a plea of tresspass of the Case for Two Thowsand Two hundred pounds of tobacco being for a man seru^t by the said Thomas Freeman to the said defendt sold and deliuered

And the said William by John Morecroft his Attorny doth Come & defend the force and Injury when &c: And the said William saith that hee did not assume in manner and forme as the said Thomas agt hime hath Complained and of this hee puts himselfe upon the Country

Jno Morecroft

And the said Thomas likewise

Dan: Jenifer

Wherefore veniri issued to the sherriffe to sum̄ons twelue &c: The sherriffe returnes a pannell (uizt)

Foreman Mr Humphery Warren
Toby Wells
Tho: Backer
Marke Pheypo
Nathaniell Burroughs
Thomas Studd
Thomas Bowdle
Henry Hyde
Luke Gardner
Tho: Sampson
Nico Carre
John Auery

The Jury being Called and answering all to theire names were sworne to try the issue aforesaid as alsoe the issue depending betweene Richd Attkins pl̃t and Richard Baley defendt as followeth

Richard Attkins plaintiffe
Richard Bayley defendt
Jenifer p̄ quer̄.
Morecroft p̄ deft

The pl̃t sues the defendt in a plea that hee render him Fiue Thowsand Fiue hundred pounds of tobacco wch hee oweth and unjustly detaines &c:

And the said Richard Bayley by Jno Morecroft his Attorny doth Come & defend the force & Injury when &c: and saith that hee paid the said Fiue Thowsand Fiue hundred seauenty foure pounds of tobaccoe to him the said Richard Attkins at the day in the said bill expressed and of this hee prayeth that it may bee enquired by the Country

John Morecroft

And the said Richd Attkins likewise

Dañ: Jenifer

Liber FF Which said Country is the pannell aboue named

The defend^{t} produceth Seuerall receipts und^{r} the hand of the pl̄t for seuerall bills receiued of the def^{t} in sattisfac̄con of the aforemenc̄oned debt which tobaccoe therein menc̄oned though not receiued yet the said Bills according to the pl̄t^{s} receipt not yet return'd againe into his hands, whereby the def^{t} was disabled to receiue the tobaccoe due on the said Bills to sattisfye the aforesaid debt

[p. 762] Thomas Cooper the Adm^{r} of Tho: Freeman pl̄t | Jenifer p̄ quer̄.
W^{m} King defend^{t} | Morecroft p̄ def:

The defend^{t} pleading the Generall Issue ut p̄ Contra for Euidence to the Jury saith that hee neuer bog^{t} or purchased the said seru^{t} of the said Freeman nor of any other person whatsoeuer, but was onely dyeted at his howse by the said Freeman in the time that he kept store there, in which interim the said seru^{t} dyed

The Euidences on all sides in both Causes being heard by the Jury and sworne in Open Court, they went forth to Consider thereof

Richard Attkins plaintiffe | Jenifer p̄ quer̄.
Richard Bayley defend^{t} | Morecroft p̄ def :

The pl̄t sues the defend^{t} of a plea that hee render to him his reasonable Accompt at the time in which he was receiuer of the tobaccoes of him the said Richard Attkins

And the said Richard Bayley by John Morecroft his Attorny Cometh & defendeth the force & Injury when &^{c}: and saith that hee was and is allwayes ready to render an Accompt to him the said Richard Attkins and prayeth that Auditors may bee appointed to heare the Same Jn^{o} Morecroft

Wherupon the Court doth Order that Tho: Carleton & John Blomfeild doe audite the said Accompts and make theire report thereof unto the Court tommorrow morning

Richard Attkins plaintiffe | Jenifer p̄ quer̄.
Richard Baley defendant | Morecroft p̄ def:

The pl̄t sues the defend^{t} in a plea of tresspass upon th^{e} Case for two parcells of wine Containing Sixteene gallons

And the said Richard Bayley by Jn^{o} morecroft his Attorny doth Come & defend the force and Injury when &^{c}: and the said Richard saith that hee did not assume in manner and forme as the said Richard Attkins ags^{t} him hath Complained and of this hee prayeth the Judgm^{t} of th^{e} Court

The pl̄t Richard Attkins hauing Sent away his materiall Wittnes Guy white unknowne to his Attorny Could not proue the def^{ts} Assumption for want thereof doth therefore suffer a nonsuite

Thomas Bowdle plaintiffe | This Cause being an appeale from the Liber FF
Jno Owen by his Attor̄ | County Court of Caluert, it is Ordred
William Moffett deft | that it be thither remainded againe, the
Court here finding noe Cause of an appeale

John Tucker plaintiffe | Jenifer p̄ quer̄.
Joseph Horsley deft | Morecroft p̄ def:

This Cause being likewise an appeale from the County Court of Caluert It is ordred by the Court here that the same be remainded back to the said Court, the Justices here finding noe Cause of an Appeale from thence

Timothy Gooddridge Admr of Geo: Richardson pl̄t | Morecroft p̄ quer̄: [p. 763]
Michaell Catterton def | Jenifer p̄ defendt

The pl̄ts sues the defendt as Admr of the Goods & Chattles of George Richardson decd in a plea of tresspass upon the Case for Six Thowsand pounds of tobaccoe to bee paid in three payments, The defendt Craues an imparleance to next Court, not hauing his Euidences present, which by the Court is granted

James Cullumes plaintiffe | morecroft p̄ quer̄:
Walter Carr defendant

the pl̄t sues the defendant in a plea that hee render him Three Thowsand nine hundred and fiue pounds of tobaccoe which hee oweth and unjustly deteyneth &c: the said tobacco being upon three seuerall Orders of Court obtained by the pl̄t agst the defendt in the County Court of Caluert

The defendt Craues an imparleance to next Court not hauing his Euidences present which by the Court is granted

The Court adjournes untill tomorow morning

The Justices all mett as yesterday This being the 11th day of February 1668

The Jury being return'd into Cort who were impannell'd to try the issue between Thomas Cooper the Admr of Tho: Freeman plaintiffe and william King defendt and deliuered theire verdict as followeth—Wee finde it for the defendt

The said Jury alsoe deliuered in theire Verdict upon the issue betweene Richard Attkins pl̄t and Richard Bayley deft as followeth—Wee finde it for the defendt

Tho: Cooper Admr of Thomas Freeman plaintiffe | Jenifer p̄ quer̄.
William King defendant | Morecroft p̄ def:

The pl̄t being Called before the Jury had deliuered in theire Verdict, appear'd not, whereupon hee suffer'd a nonsuite

Liber FF John Morecroft p̄ p̄ } The defend^{t} not appearing, Ordred that
Edm^{d} Lindsey defendant } the sherr̄ of Charles County be amerced
fourty shillings if hee bring not his Body next Court

John Philips the Orphant of Thomas Philips humbly desires the Court that they would please to Order Jeremy Harrington of S^{t} Marys County to be his Guardian of whome hee doth make Choice, and the said Jeremy doth accept of the said Guardianship which by th^{e} Court is soe Ordred

[p. 764] Benjamin Rozer one of the Attornys plaintiffe } Rozer p̄ p̄:
Joseph Gundry Attorny of Will^{m} Burton & Samuell Tucker defendant } Knighton p̄ def^{t}

The pl̄t sues the defend^{t} in a plea of tresspass upon the Case for twenty three thowsand nine hundred forty nine pounds of tobaccoe and eight pounds Eleauen shillings Eleauen pence mony Sterlinge being for Com^{con} of sayles of Goods and returnes made thereof and for Seuerall disbursm^{ts} made by the pl̄t in and about the same upon the Accompt of the said william Burton and samuell Tucker, for which the pl̄t alleadgeth hee was neuer sattisfyed for nor paid

And the said Joseph Gundery by Thomas Knighton his Attorny Comes & defends the force & injury when &^{c}: and saith that the said Rozer ought not to haue his acc̄on against him because hee Saith that the debt supposed to be due if any was is allready paid,

Thomas Knighton

And the said Benjamin Saith that hee is not paid the said sallary by them the said Burton & Tucker and of this hee prayeth Judgm^{t} of the Court Benj^{a} Rozer

The defend^{t} not prouing any sattisfacc̄on to be made the pl̄t for his said sallary & disbursments, The Court doth passe Judgm^{t} against the defend^{t} for the said Sum̄e of Twenty three Thowsand nine hundred forty nine pounds of tob̄b̄ and the said Eighte pounds Eleauen shillings Eleauen pence mony Sterling to bee sattisfyed by him to the plaintiffe wth Cost of suite

William Euans plaintiffe } The defend^{t} being brought heither by a
Humphery Warren defend^{t} } Scire facias issueing out of this Court
to shew Cause if any hee had why Execuc̄on should not issue ags^{t} his Goods lands and Tenements upon one Recognizance of fifteen hundred pounds Ster̄: acknowledged by the said warren in Chancery to the pl̄t:

There being noe defeazance upon the said Recognizance and for that the defend^{t} hath a suite depending this Court between himselfe and william Barrett of Lond^{n} merchant for a greater sum̄e, wherefore this is held a thing but Collusiuely done to defraud the said Barrett, and is therefore by the Court throwne out & not heard Liber FF

William Barrett plaintiffe } Morecroft p̄ quer̄ : }
Humphery Warren defendant } Nottley p̄ defend^{t} }

The pl̄t sues the defend^{t} upon a Bond in a plea that hee render unto him One Thowsand fiue hundred Sixty two pounds w^{ch} hee oweth to him and unjustly deteineth &^{c}: The Condic̄on of which Bond is for the def^{t} to performe seuerall Articles and Agreem^{ts} specifyed in one paire of Indentures of Bargaine and sayle bearing date wth the said Bond and made betweene the pl̄t of the one party and the said warren of the other party Which said Bond being read and [p. 765] heard The s^{d} Humphery saith that the aforesaid William Ought not to haue his acc̄on aforesaid ags^{t} him, because hee saith that the aforesaid William att the time of the making the said Obligac̄on in the Citty of London in the Kingdome of England in the time of the great pestilence or Visitac̄on in the said Citty did him hee said Humphery Threaten to Cast into Prison and did likewise impose upon the said Humphery such and soe great threats of his life, and of maime of his members to be brought upon him, unless the said Humphery would make and Seale the aforesaid Obligac̄on att London aforesaid in the time of the pestilence aforesaid, That hee the said Humphery for feare of the imprisonm^{t} and those threats aforesaid, the aforesaid Obligac̄on to the said William did then and there make, And this hee is ready to auerr whereupon hee demands Judgm^{t} whether the s^{d} will^{m} Ought to haue his acc̄on ags^{t} him &^{c}:

Nottley p̄ defend^{t}

The defend^{t} Craues an imparleance to next Court by reason Cap^{t} Thomas Smyth theire Materiall wittnes is in Virginia, not hauing time to bring hime to Court since the Arrest

The Major Vote of the Board is for an imparleance which was granted untill next Court

Richard Attkins plaintiffe } Jenifer p̄ quer̄ : }
Richard Bayley defend^{t} } Morecroft p̄ def : }

Thomas Carleton & Jn^{o} Blomfeild appointed Auditors upon the Acc^{t} depending between the pl̄t and defend^{t} doth now deliuer in theire Report thereof which is as followeth

In pursuance of yo^{r} Honn^{rs} Order Wee the Auditors to heare the Accompts between Rich^{d} Attkins pl̄t and Richard Bayley defendant in a plea that the said Bayley render to him the said Attkins a reasonable Accompt att the time hee was receiuer of the tobaccoes of the said Attkins

Liber FF Wee haue Audited all papers Concerning the Premesses & finde that the said Richard Attkins stands endebted to the said Richard Bayley the full quantity of Six hundred ninety eighte pounds of tobaccoe

John Blomfeild
Tho: Carleton

Ordred it be soe Entred for Judgment

[p. 766] Benjamin Rozer plaintiffe } Rozer p̄ p̄ }
George Thompson defendant } Caluert p̄ deft }

The pl̃t sues the defendt in a plea that hee render him Eleauen Thousand Two hundred pounds of tobaccoe by Obligac̄on upon Bond for the paymt of Fiue Thowsand Six hundred pounds of tobaccoe

The defendt alleadgeth that according to Act of Assembly hee had not a Copy of the declarac̄on deliuered him att the time hee was arrested wherefore hee Craues a nonsuite

The pl̃t denys that hee was Obleiged to deliuer the Copy to the defendt, he being taker by a writt of Priuiledge which is a liberty allowed to the Attornys of this Court, which was alsoe the Opinion of the Court therein

The defendt by his Attorny William Caluert doth Confess Judgment to the pl̃t for the abouesaid principle being Fiue Thowsand Six hundred pounds of tobaccoe

Richard Tilghman plaintiffe } Morecroft p̄ quer̄. }
Jacob Brimington defendt } Nottley p̄ defendt }

The pl̃t sues the defendant in a plea that hee render him Two and Twenty Thowsand pounds of tobaccoe being the Obligac̄on of a Bond for the paymt of Tenn Thowsand eighte hundred and ninety pounds of tobaccoe

Att the request of both partyes who being present in Cort that Auditors may be by the Court appointed for the uiewing settling and Auditeing all Accompts depending between the pl̃t and defendt as alsoe all Agreemts Contracts Obligac̄ons and Bonds whatsoeuer that is made or past between them and now in dispute or question from the beginning of the world

The aduice of the Court is that they would nominate each person an Auditor and a third prson for umpire in Case they should not agree, whereupon they nominated and agreed upon Philemon Loyd Wm Coursey and Joseph wicks gent, the Court likewise further aduised them to choose each party a Carpenter for the uiewing all buildings made by the deft for the pl̃t and to giue a report of the same to the sd Auditors who are to deliuer theire report of the whole unto the Justices of the next Court

The Opinion of the Court is likewise that the defendt Ought to finish and perfect such peces of buildings as hee hath or had taken in hand to build of the plaintiffs

Liber FF

Ordred a Com^{con} doe issue out of the Office directed to the said Philemon Loyd W^{m} Coursey and Joseph wicks impowring them to Audite the same as aforesaid and that they doe make theire full report thereof unto the Justices att the next Prouinciall Court und^{r} theire hands & seales

[p. 767]

John Perce plaintiff
Christopher Rousby
& Eliz: his wife def^{t}
Nottley p̄ quer̄

The sherriffe of Caluert County hauing return'd a Caepe Corpus, and the defend^{ts} not appearing Ordred that the sherriffe be amerced if hee brings not the defend^{ts} to the next Court, And that the plaintiff haue the Bayle Bond Assigned ouer to hime

Whereas it was Ordred last Court that the sherriffe of Ann Arrundell County should make enquirery within his Bayliwick if any heire or other person related to John Hatton late of the said County dec^{d} could shew Cause why the Grant or pattent as well of one parcell of land purchaced of James Rigby by the said Hatton and of Which the said Hatton dyed possest Containing foure hundred acres lying in Rumley Creek in Baltemore County as alsoe of one other parcell of land purchaced by the said Hatton of Godfery Hermor of which the said Hatton alsoe dyed possest lying in Baltemore County aforesaid Containing three hundred and fifty acres called Hermers mount and alsoe one other p^{r}cell of land purchaced by the said Hatton of Oliuer sprye and of the same likewise dyed possest Called Spryes Hills Contai: Six hundred acres both lying in sasafrax riuer, should not be uacated by w^{ch} the abouesaid parcells of land are held and to make returne of his proceedings therein to the Justices att this Court, The which hee doth in these words,

By uertue of this I haue enquired and not any persons appeares for the wthin menc̄oned John Hatton gen^{t}: Thomas Stockett sherr̄:

Which said returne being not held sufficient by the Court, it is therefore againe Ordred, that the said sherriffe doe make a more plaine and Authentick returne thereof to the Justices att the next Prouin^{all} Court

Peternella Chiuers plaintiffe
Fran: Gunby defendant
Jenifer p̄ quer̄.
Carleton p̄ def:

The pl̄t sues the defend^{t} in a plea of tresspass upon the Case for three Thowsand Fiue hundred pounds of tobaccoe, upon which the pl̄t Craues speciall Bayle, whereupon Barnaby Jackson and Reymond Staplefort Came and appear'd in Court, and Bayled the said acc̄on wth Acknowledgm^{t} to sattisfye the Judgm^{t} of the Court or what tobaccoe the pl̄t shall haue Judgm^{t} for or recouer ags^{t} the defend^{t} this Court in the abouesaid acc̄on, which said Bayle being accepted

Liber FF off by the Court and alsoe by the pl̃t the defendant doth now deliuer into Court his plea as followeth

And the said Francis Gunby by Thomas Carleton his Attorny cometh and defendeth the force and injury when &^{c}: and saith att the time hee gaue the said Bill to the said Peternella Chiuers that hee was then a seruant upon Indenture which hee is ready to auerre therefore hee desires the benifitt of the Act of Assembly

Tho: Carleton Attorny

[p. 768] And the said Peternella doth say that the plea by the s^{d} Francis in Barre pleaded is not sufficient in law to be replyed unto neither is she bound by the law of the land to reply thereunto therefore she prayeth Judgm^{t} ag^{t} the said Francis for her said debt for want of a sufficient plea to her to be adjudged Dañ: Jenifer

The defend^{ts} Attorny not Joyning in demurrer in due time The said Francis Gunby doth come into Court and in proper person doth Confess Judgm^{t} to the pl̃t for the said sum̃e of Three Thowsand Fiue hundred pounds of tobaccoe, But the plaintiffe desireing it might bee done by an Attorny of this Court whereupon the defend^{t} giuen a warr^{t} of Attorny to Thō Nottley gen^{t} one other Attorny of this Court to Confess Judgm^{t} for him for the said sum̃e of Three Thousand Fiue hundred pounds of tobaccoe, the which hee doth in these words following

And the said Francis Gunby by Tho: Nottley his Attorny cometh & defendeth the force and Injury when &^{c}: and as to the three thowsand Fiue hundred pounds of tobacco in the declarac̄on menc̄oned the said Thomas saith hee is not informed by the said Francis his Clyent of any Answere thereunto to giue therefore the said Francis doth remaine ags^{t} her the said Peternella as to the said sum̃e of Three Thowsand Fiue hundred pounds of tobaccoe undefended

Thomas Nottley

Therefore it is Ordred by the Court here that the said Peternalla Chiuers recouer of the said Francis Gunby the said sum̃e of Fiue Thowsand Fiue hundred pounds of tobaccoe and Cask wth Costs

William Caluert Esqꝫ Guardian to the Orphant of Nicholas Keyton Complaineth to the Court that whereas Bryan Dayley who marryed the Relict of the said Nic^{o} Keyton by which meanes hee came possest of the full Estate of the s^{d} Nic^{o} and now refuse to deliuer up the same to the said William Caluert for the use of the Orphant

Opinion of the Court that as hee has been Executor in his owne wrong by medling wth and disposing of some part of the said Estate without lawfull power, that therefore hee ought to bee Accomptable for what Estate soeuer was left by the said Nic^{o} Keyton and that came to his hands by intermarrying wth his Relict, The Court Considering that this is noe Bussiness w^{ch} Concernes this Court doth order that it be put into the County Court for orphants Liber FF

[p. 769]

Thomas Cooper plaintiff
John Anderton defend^{t} } Jenifer p̄ queř.

This Cause respited to the last day of the Court and the defend^{t} not appearing againe it is respited to the next Court

Francis Swanston the Adm^{r}
of Tho: Taylor plaintiffe
Richard Tilghman defend^{t} } Jenifer p̄ queř.
Morecroft p̄ def^{t}

The pl̄t as Adm^{r} of the goods and Chattles of Tho: Taylor sues the defend^{t} in a plea of tresspass upon the Case for diuers goods brought in upon the Accompt of Thomas Pemberton imployer of the said Thomas Taylor and sold to the defend^{t} amounting to the sum̄e of Twenty seauen pounds Fiue shill: Sterling w^{ch} amounts unto the sum̄e of Six thowsand Fiue hundred and Fourty pounds of tobaccoe att the rate of one penny p̄ pound

And the said Richard by John Morecroft his Attorny doth come & defend the force & injury when &^{c}: and the said Richard saith that hee the said Richard did not assume in manner and forme as the said Francis aboue ag^{t} hime hath Complained and of this hee prayeth the Judgm^{t} of the Court Jn^{o} morecroft

And the s^{d} Francis likewise

Dan: Jenifer

The defend^{t} hauing pleaded the Generall issue doth giue the speciall matter in Euidence and saith that hee hath past his obligac̄on allready for the s^{d} debt to the persons that deliuered him the said Goods who would not deliuer them untill hee had soe done, and which was not done to the said Tho: Taylor nor to his use, but to the use of him to whome it properly did belong, which was not the said Taylor: the saide Goods being sent him from another person out of England, and onely Sent in the ship that the pl̄t menc̄ons in his declarac̄on, Whereupon Judgment past against the plaintiffe wth Cost of suite

John Vicaris plaintiff
Toby wells defend^{t} } morecroft p̄ queř
Jenifer p̄ defend^{t}

The pl̄t obtaining Judgm^{t} ag^{t} the defend^{t} whereupon Execuc̄on issued ag^{t} the Body of the said Toby directed to the sherriffe of Kent County that his Body hee haue att this Prouin^{all} Court, w^{ch} accordingly hee hath brought

Wherefore Ordred that he be remainded back to the said sherriffe and in his safe Custody to be kept untill hee shall haue fully sattisfyed the pl̄t what is required in the said Execuc̄on

Liber FF Toby Wells plaintiff } Jenifer p̄ quer̄.
Jn° Vicaris defendt } Morecroft p̄ def:

This Cause respited to the last day of the Court and noe returne being made by the Commrs of Kent County of the proceedings in a suite depending in that Court betweene Jn° Vicaris pl̄t and the said Toby defendt, upon which he brings his writt of Error, wherefore Ordred that a new writt issue to the said Commrs as formerly to send downe the said proceedings

[p. 770] Costs allowed this Court to the seuerall persons here under written

To Nicholas Carr agt Thomas Cooper being sum̄oned by him for a wittnes One hundred & twenty pounds of tobaccoe

To Raphaell Haywood agt Reymd Staplefort being sum̄oned by him for a wittnes Fowre hundred & twenty p̄nds tob̄:

To John George agt Thomas Cooper being sum̄oned by hime for a wittnes One hundred and fifty pounds of tob̄b̄:

To Richard Tilghman agt Francis Swanston Six hundred and thirety pounds of tobaccoe

To Richard Bayley agt Richard Attkins Eleauen hundred and twenty pounds of tobaccoe

To John Rawlings agst Richard Attkins One hundred and fifty pounds of tobaccoe

To Phine Blackwood agst Richard Attkins One hundred and fifty pounds of tobaccoe

To Benjamin Rozer agst George Thompson Six hundred and thirety pounds of tobaccoe

To William King agst Thomas Cooper Six hundred pounds of tobaccoe

To Richard Bayley agst Thomas Cooper One hundred & fifty pounds of tobaccoe

Know all men by these presents that I William Calvert of Calverts Rest in the County of st maries and province of maryland Esqꝫ for divers Good Causes and Considerac̄on me thereunto espetially moueing have and doe by these presents Give and Grant to and for my servant Robert Sim̄ons full Liberty and tollerac̄on to buy sell Arrest Or be arrested wth all Other Liberties Or Ꝑrogatiues appertaineing Or belonging to any Freeman whatsoever within this abouesaid province Only the said Simmons is in all things to Obey his Said masters Com̄and In any Service Or Imployment his said master shall imploy him in not debarring him of his said liberty untill Such time his Indentures be fully and Compleately finished Sealed wth my seale & dated this 26th day of December Annoqꝫ dom̄ 1668

Test James Cullums Wil̄l Calvert (Seale)
Caleb Baker
the marke of
Daniel M Devine

Liber FF April 14th 1669

Walter Dickenson with John Edmondson and John Ingram being bound by recognizance before Henry Coursey Esqꝫ to his Lōpp in the Sum̄e of twelue thousand pounds of tobacco with condition if the said Walter & Sarah his wife appeare before his Lōpps Justices in December Court last past to answer what should be Objected against them by Thomas powell & that he be in good abearance to all the good people of this province & especially to the said Thomas powell was by Order frō the Leiftenn̄t Generall delivered the said Dickinson

[p. 771]

Know all men by these presents that I James Coursey of Lincorns Inn in the County of middlesex Gent̄ have before th^{e} ensealeing and Delivery of these p^{r}sents had & received of Richard Tilghman Gent̄ by the hands of m^{r} Josua Lasher the sum̄e of twenty eight pounds of Lawfull mony of England in full Sattisfac̄on and payment of the sum̄e of fifty pounds Considerac̄on mony mentioned in One paire of Indentures of Grant Bargaine and sale made Or mentioned to be made Betweene me the s^{d} James Coursey of the One part and the said Richard Tilghman of the Other part of which said sum̄e of Fifty pounds I doe acknowlidge my selfe fully sattisfyed and paid and thereof and of every part and parcell thereof acquitt and discharge the said Richard Tilghman his heires executors and adm^{rs} and every of them by these presents And further I the said James Coursey doe hereby remise release and for ever quitt Claime unto the s^{d} Richard Tilghman and his heires all my estate Right title & Intrest whatsoever of in and to all and singuler the foure hundred Acres of Land lying and being in maryland att Or neere Chester River wthin the Continent of Virginia, which were Granted Bargained and sold in and by the before mentioned Indenture and of in and to every part and parcell thereof In Wittnes Whereof I haue hereunto sett my hand and seale the second day of June in the seavententh yeare of the Reigne of Our Sovereigne Lord King Charles the second Over England &c Annoqꝫ dom̄ 1665 Ja: Coursey (Seale)

Sealed & Delivered in
the presence of
Robert Person
Roger Harling

W^{m} James aged 38 yeares or thereabouts Sworne and examined Saith that being at Edmund Lindseys in October Anno 1668 heard Thomas Oakely about eight or nine a Clock in the night Strikeing and beateing at a doore of a roome in the said Lindsey's house in the which Roome George Thompson of Charles County in the Province of Maryland was, at that the said Oakeley violently Severall times with his foot did attempt to breake Open the said door which the said Thompson had barr'd up by drawing a great Chest atwart the inside of the said doore and that he this deponent heard the said

Liber FF Thompson aske at the first of the said Oakely attempting to breake open the doore who is there and the said Oakely replyed Only it is I and the said Thompson demanded what he would haue and he replyed and said that he would come in and the said Thompson replyed that it was his roome and that he would not Lett him nor any man [p. 772] liveing enter into the same that night Whereupon Edmund Lindsey said that if in Case he the said thompson had that Rome to himselfe that night he would make him pay One hundred pounds of tobacco for it Whereupon the said Thompson replyed he did not Care if he paid two Or three hundred pounds of tobacco for it & still the said Oakely Lay beateing & strikeing att the said dore to breake it Open Whereupon the said Thompson forwarnd him the said Oakely from persisting his evill accons & told him that he had his Rapier drawne in his hand & that he would kill him Or any man Liveing that should breake into his Roome that night & thereupon Called Out to m^r^ Addams m^r^ young m^r^ Louelace & said he was afraid of being murdered that night & Charged m^r^ Addams as he was a justice of th^e^ peace to see the peace kept that night for he was afraid of th^t^ night's event & the said Oakely imediately brake downe the doore & Came into the said Roome Whereupon a light was brought this Deponant & Others Comeing in this deponant saw that the said Oakely was Wounded & that the said Thompson had hold of him w^th^ One hand & in the Other hand his naked Rapier by the hilt downwards & the said Thompson bid him not Cutt his hand & soe Letteth goe & further saith not

Sworne before me this 20^th^ of April 1669
Charles Calvert

Ordered that William Hopkins doe give Security to appeare at the next Provinciall Court there to answer the Complaint of the Sheriff of Ann Arrundell County for his the said Hopkins disposeing of tobacco received by the said Sheriff for his Lõpps Rent and the publique Levy and in the interim to be of good abearance

Signed by Order of the Council
Philip Calvert

The Deposition of W^m^ Cole aged 28 yeares or thereabouts Saith That being att Edmund Lindseys there Came George Thompson who went into a Roome & barred himselfe up Thomas Oakly made seuerall Attempts to goe in and Would haue the Roome from him Thompson told the said Oakely that if he Came in he Came upon his Owne perill, & the said Thompson Called to the Gent m^r^ Addams m^r^ young & m^r^ Louelace & desired them that they would see the peace kept this Deponant further saith th^t^ Thomas Oakely Would not be sattisfyed but sayed he would goe in & did breake Open the Doore & went in and presently there was Calling for a Light a light being Brought this Deponant saw that the said Oakley was hurt & that the said Thompson had his Rapiour Drawne in his hand wth the hilt downwards & further saith not Liber FF

The marke of
William W Cole

Sworne before me
Charles Calvert

This Indenture made the first Day of may in the yeare of Our Lord God according to the accompt used in England One thousand six hundred sixty & nine Betweene John Jordain of Roen in Normandy in the Kingdom of France of th^{e} One part & Charles Calvert Esqꝫ & William Bretton both of th^{e} province of maryland of the Other part Wittnesseth That in Consideracōn of a marrage Lately had & solemnized Betweene the said John Jordaine & Elizabeth his now wife: And for the Loue and affection which the said Jn^{o} Jordain beareth to the said Elizabeth & in pursueance of agreem^{t} before the said Intermarrage: It is Covenanted & the s^{d} John Jordaine for him selfe his heires executors & adm^{rs} doth Covenant Grant and agree to and Wth the said Charles Calvert and William Bretton their heires & assignes by these presents that he the said John Jordaine & his heires and all & every person Or persons Standing Or being Or which shall stand Or bee seized of and in One Certaine Messuage Or tenem^{t} wth the Barnes stables tobacco houses Edifices buildings Orchards Gardings yards and Backsides to the same adjoyneing wth their & every of their appurtenñcs thereunto And being in S^{t} Clements Bay in Newtowne hundred in the County of S^{t} maries Lately in the tenor and Occupacōn of Coll̄ W^{m} Evans shall and Will from henceforth Stand and be Seized thereof and of every part and parcell thereof and of th^{e} Reversion & Reversions thereof and of every part and parcell thereof wth their and every of their appurtenñcs to the use of the said John Jordaine for & Dureing the terme of his naturall Life: And immediately from & after his Decease the One Moyety thereof to the use of the said Elizabeth his Wife for & dureing the terme of her Naturall Life and to no Other use intent Or purpose whatsoever And from & after th^{e} decease of the said John and Elizabeth and the Longer Liver of them to such Further and Other uses intents and purposes as the said John Jordaine by his Last Will & testament in Writeing Declare Lim̄itt & appoint And that the said John Jordaine for the Consideracōns aforesaid doth further Covenant and grant for himselfe his heires executors and adm^{rs} to and wth the said Charles Calvert & William Bretton their heires & assignes by these presents that he the said John Jordaine doth by these presents give Grant demise bequeath and assure unto the said Elizabeth (in Case shee the said Elizabeth happen to Survive him th^{e} said John Jordaine) One halfe of all his reall and personall Estate which he the said John Jordaine shall haue Or be possessed of att the time of his Death And that it may and shall be Lawfull to & for the said Eliza- [p. 773] [p. 774]

Liber FF beth and her assignes Imediately & after the decease of the said John Jordaine peaceably & quiettly to haue hold and enjoy One moyety of all his the said John Jordaines Reall estate dureing her naturall Life and One halfe of his the said John Jordaines personall estate to her & her heires for ever wth their and every of their appurtenñces wthout the Lawfull Lett Suite trouble Or interupcon of the heires Or assignes of the said John Jordaine Or any of them Or any Other person Or persons Lawfully Claimeing or Or to Claime in by from Or under them or any of them Free and Cleare and Freely and Clearely accquitt and discharge Or saue harmlesse of and from all & all manner of Former and Other Gifts Grants bargaines sayles Leases morgages Joyntures Dowers uses Wills Intayles Debts Statutes Recognizances Judgmts extents execucons and all former and Other estates titles troubles Charges Burthens & incumbrances whatsoever had made Or Done Or to be had made Or done by him the said John Jordaine his heires Or assignes Or any of them Or any Other person Or person Or psons whatsoever Lawfully Claimeing Or to Claime in by from Or under him them Or any of them And that it may and shall be Lawfull to and for the said Elizabeth Or her assignes (that if shee Survive him the said John Jordaine) Imediately from and after the Decease of the said John Jordaine peaseably and quiettly to haue hold possesse and enjoy the moyety of all the reall & personall estate as is afore mentioned But in Case the said Elizabeth shall Happen to marry that then the said Elizabeth shall haue and enjoy Only One third of the reall & psonall estate aforementioned wth such Limittacons as afore mentioned In Wittnes Whereof the sd John Jordaine hath hereunto sett his hand & Seale the day and yeare aboue mentioned John Jordain (Seale)

Signed Sealed & Delivered
in the prsents of us
Henry Warren
George Poole
Jno Blomfeild

[p. 775] To all Christian People to whom these prsents shall Come I Capt William Boareman in the County of St maries & province of maryland Gent Send Greeting Know yee that Whereas Caecilius Absolute Lord & proprietary of this province of maryland & Avalon Lord Baron of Baltemore &c by his pattent under the Greate Seale of this province Beareing Date the Fiftenth day of september in the foure and thirtith yeare of his Dominion Over the said province of maryland Annoq dom One thousand six hundred Sixty five Did Grant unto me the said Capt Wm Boareman a parcell of Land Called the Hunting Quarter & Lying in the Woods by a Branch of St Georges River Called the Westerne Branch and Begining att a marked red Oake by the said Branch and runing up by the side of the said Branch North west for One hundred and Forty perches to a marked White

Oake Standing by the Side of the said Runn and from the said Oake by a line drawne South South west for One hundred Seaventy and two perches to a marked Red Oake & from thence by a line drawne South east for One hundred & forty perches to a marked red Oake and from the said Oake by a line drawne North North East for One hundred Seaventy and two perches to the first marked red Oake Containeing and Now Laid Out for One hundred and fifty Acres more Or Lesse Together wth all Rights profitts & Benefitts thereunto belonging Royall mines excepted To haue and to hold the same unto me the said Capt William Boreman myne heires and assignes for ever for and under divers and Seuerall the rents reservac̄ons and services therein reserved as by the said Recited pattent recourse being thereunto had more Fully and more att Large it doth and may appeare Now Know Yee Further that I the said Capt William Boareman For & in Considerac̄on of the sum̄e of three thousand pounds of tobacco in Caske to me in hand paid by Charles Calvert in the province of Maryland Esqꝫ the receipt Whereof I doe hereby accknowlidge And thereof and of every part and parcell thereof doe Clearely and Absolutely accquitt and Discharge the said Charles Calvert his heires executors and assignes for ever by these presents haue Given Granted Bargained and sold And by these presents Give Grant Bargaine and sell unto Abraham Roades in Calvert County in the said province of maryland Carpenter his heires and assignes for ever all that the said Devident Or track of Land Soe to me Granted as aforesaid wth all and every the profitts & privilidges and Emolumts to the same belonging Or in any Wise appertaineing To haue and to hold the same Devident Or tract of Land With all and every the appurtenñcs to him the said Abraham Roades his heires and assignes for ever To the Only use and Behoofe of him the said Abraham Roades his heires and assignes for ever To be holden of the said Lord proprietary for and under the rents & services by the said Originall Recited pattent Reserved and hereafter to become due and payable A I the sd Capt William Boareman my heires executors & admrs the said devident and tract of Land wth appurtenñces before by these presents Bargained and sold Or hereby intended to be Bargained & sold unto him the said Abraham Roades his heires and assignes agt all manner of persons whatsoever shall and Will for ever hereafter Warrant and Defend by these presents In Wittnes Whereof I haue sett my hand and seale the twelfth day of April in the xxxviith yeare of his Lōpps Dominion Annoqꝫ Dom̄ One thousand Six hundred Sixty Nine William Boareman (Seale)

Liber FF

[p. 776]

Sealed and Delivered
in the presence of
Charles Calvert
Philip Calvert

One the Backside of the aforegoeing Deed Was thus Written (vizt)

Liber FF Memorandum that the One & twentith day of April Annoꝗ Dom̄ One thousand Six hundred Sixty Nine Livery & Seizein wth full and quiett possession of all and singuler the premisses wthin Granted was by the said Cap^{t} William Boareman Delivered to the said Abraham Roads according to the true intent and meaneing of th^{e} said Deed in the presence of

Robert Graham
Daniel B Graham
his marke

[p. 777] The 19th of march 1668

The Deposition of Sampson Warren aged Fifty yeares Or thereaboutes Sworne Sayeth that the Southermost bounded tree Standing by the Bay of Cheseepioke in Calvert County being the Bounds of a parcell of Land formerly Laid Out for Leonard Strong which bounded tree it being a Small popler Standing upon a Clift by the Bay Side at the first Laying Out of the said Strongs Land was marked by the Deponant but Since part of the Bank being Washed away and the said marked popler Gone your Deponāt upon the Evangill Sayth that to the Best of his knowlidg the said marked popler Stood nearest unto a marked popler now Caused to be new marked by Jerome White Esꝗ Survey^{r} Generall and that you^{r} Deponant further Saith Not Samson Waring

Sworne in th^{e} presence of me
Jerome White survey^{r} Gen^{ll}

William Kent aged eight and twenty yeares Or thereaboutes Sworne Sayeth that to the best of his remembrance he being att the Laying Out of a parcell of Land formerly Laid Out for Leonard Strong that the Southermost bounded tree Standing by the Bay of Cheseepioke upon a Clift it being a marked popler but now Gone Stood nearest unto a marked popler now Caused to be new marked by Jerome White Esꝗ Survey^{r} Generall and further your Deponant Sayeth not The marke of

Sworne in presence of me William M Kent
Jerome White Survey^{r} Gen^{ll}

For and in Considerac̄on of Seuerall Kindnesses by me received of Cap^{t} John Tully of London marriner I doe Give unto the said Cap^{t} John Tully & his heires a point Or neck of Land bounded On the Back side of his now plantac̄on wth a Coue and Small marsh to the head of that same Coue Or att Least soe Farr as my Lyne Crosse as Wittnes my hand this 16th day of march 1667 Henry Coursey

In presence of
Charles Calvert
William Calvert
John Gittings

In the name of the most High & mighty Jahovah everlasting Glorious & Blessed to all eternity: To the be all Honour & praise Ascribed who by thy devine Wisdom hath Created the heavens & earth and all that in them is according to thy Blessed Will & hath framed mankind in the Likenesse of thy Owne Image & placed him Cheife aboue all Other Creatures Therefore to the that art that Great & mighty Judge of heaven & earth unto whom all flesh shall come to be Judged by the and to Give the accounts of all Our Deeds done Or Comitted in the Body whether good Or evill & to answere before thy devine majesty for every Idle Word much more for every Solemne vow Or protestac̄on Contracted in thy Glorious presence Liber FF [p. 778]

Therefore in the presents of the most Great & Glorious god & as I hall Hope and ever expect mercie & salvac̄on from him by the merritts of my Deare Lord & Saviour Jesus Christ: I Edeth Bayne doe freely & Fully dedicate and Contract my selfe unto the Jonathan Marler to be thy true & Lawfull Wife & to Loue the Cherrish the and Comfort the as my true and Lawfull husband by a free and mutuall Consent of my hart in Loue to the, aboue all Others & never shall nor Will Yeild to Loue Or Like of any Other but the alone dureing each Others Life But Will remaine thy firme faithfull & Constant wife untill death shall Seperate us therefore haueing thus Solemnized my selfe unto the in the presents of Almighty God Craueing his assistance in the performance hereof and that as he hath by his Devine providence Knitt & tyed Our harts in the perfect bond of unyty here: Soe he may Seale up Our Soules in Everlasting happynesse hereafter In testimony whereof before the Great & Glorious God doe Subscribe my selfe, unto the Jonathan marler to be thy true and Lawfull Lyall & Constant & ever Loueing Wife till Death Death Death Edeth Bayne (Sealed)

Sealed Signed & Delivered
in the presents of Allmighty
God this 27th of October 1665
Testis Signum
William WW Ward
Signum
Henry Thompson

To all xpian People to whom these p^{r}sents shall Come Greeting in Our Lord God everlasting Know yee that I John Vanhack of th^{e} County of Baltemore in the province of maryland Gen^{t} for & in Consideracon of Seaven thousand pounds of tobacco to him in hand paid by Leaven Denwood & Thomas Denwood of the County of Somersett in theP̄vince aforesaid the receipt whereof I doe hereby accknowlidge & thereof & of every part & parcell thereof I doe hereby Clearely & Absolutely Exonerate accquitt & discharge them the said Leaven Denwood & Thomas Denwood their & every of their heires execu- [p. 779]

Liber FF tors adm^{rs} & assignes for ever by these presents hath Given Granted Bargained Aliened Enfeoffed & Confirmed & doth by these p^{r}sents Give Grant Bargaine Alien Sell Enfeoffe & Confirme unto the said Leaven Denwood & Thomas Denwood their heires & assignes for ever all that parcell of Land Called Hackland lying On the Easterne side of Chesepiok Bay in Mary Creeke On the south side of the said Creeke Begining att a white Oake marked wth twelve notches Standing by the Creeke side from thence runing downe the Creeke west and by South the Lenght of five hundred & fifty perches unto a white Oake marked wth twelve notches Standing by the said Creeke side thence wth a line drawne into the woods South & by east the Lenght of three hundred & twenty perches unto a marked pine tree thence runing east & by north unto a marke Oake the Lenght of five hundred & fifty perches thence runing north & by west three hundred & twenty perches untill it intersect a paralell wth the first marked tree Containeing and then Laid Out for One thousand One hundred Acres more Or Lesse Together wth all the profitts Rights & Benefitts thereunto belonging & also all pattents Charters & evidences touching Or in any wise Concerning the same To haue and to hold the said parcell of Land & Bargained premisses to the said Leaven Denwood & Thomas Denwood their heires & assignes for ever To the Only proper use of them the said Leaven Denwood & Thomas Denwood their severall & respective heires and assignes for ever And the said John Vanhack for himselfe his heires executors adm^{rs} and assignes doth hereby promise & grant to & wth them the said Leaven Denwood & Thomas Denwood their severall & respective heires & assignes that he the said John vanhack his heires executors & adm^{rs} the said tract of Land to them the said Leaven Denwood & Thomas Denwood their severall & respective heires & assignes ag^{t} all & every Man-
[p. 780] ner of persons whatsoever shall & Will for ever hereafter warrant and Defend by these presents the rents & services hereafter to become due for the same to the Lord proprietary alwayes excepted & foreprised And further th^{t} the said John vanhack his heires & assignes Shall & Will from time to time & att all times hereafter dureing the space of seaven yeares att th^{e} requests & att the Costs and Charges in the Law of them the said Leaven denwood & Thomas Denwood their severall and respective heires & assignes make doe accknowlidge execute & suffer Or Cause to be made done Acknowlidged & suffered all & every such further & Other Act & Acts thing Or things device Or devices Assureance Or Assureances whatsoever requisite in the premisses for the Better & firmer Conveying & more sure makeing of the said Bargained premisses unto them the said Leaven Denwood & Thomas Denwood their severall & respective heires & assignes for ever Be it by inrolment of these p^{r}sents fine feoffm^{t} Or Otherwise Or by any Other such Lawfull wayes Or meanes as by them the said Leaven Denwood & Thomas

Denwood their severall & respective heires & assignes Or their Councell Learned in the Law shall be Reasonably devised advised Or required In Wittnes whereof I have hereunto sett my hand & seale the eighth day of may in the Seaven and thirtith yeare of the Dominion of Caecilius &c Annoqꝫ Dom̄ MDClxix John Vanhack (Sealed)

Signed Sealed & Delivered
in the prsence of
Daniel Clarke
Stephen Mountague
William Stevens

Acknowlidged before me may the eighth 1669 Charles Calvert

Know all men by these presents that I John Vanhack of the County of Baltemore in the province of maryland Gent̄ am holden and firmly Bounden unto Leaven Denwood & Tho: Denwood of the County of somersett in the province aforesaid planters in the full sume Or quantity of fourteene thousand pounds of good sound merchantable tobacco & Caske to be paid to the said Leaven Denwood & Thomas Denwood Or to their Certaine Attornyes their & every of their heires executors admrs and assignes To the which payment Well & truly to be made I bind my selfe my heires executors & admrs firmly by these presents Sealed wth my seale & Dated the eighth day of may in the xxxviith yeare of the Domini of Caecilius &c Anno Dom̄ 1669

The Condic̄on of this Obligac̄on is such that if the aboue bounden John vanhack his heires executors Or admrs shall for his & their parts well & truly hold Observe Pforme fullfill & keep all & singuler the Covenants Grants Articles & Agreemts which On the part & behalfe of the said John Vanhack are to be holden Observed performed fullfilled done and kept Contained & Spetifyed in a Certaine Deed of sale beareing Date the day of the date hereof made Betweene the said John vanhack of the One party & the aboue named Leaven Denwood & Thomas Denwood On the Other parties That then this Obligac̄on to be void and of None effect Or else to stand in full force & virtue [p. 781]

Signed Sealed & Delivered John Vanhack (Sealed)
in the presence of
Daniel Clarke
William Stevens
Stephen Mountague

Know all men by these prsents that I John Covant of the Citty of Bristoll marriner haue made Authorized & appointed & in my place haue put & Constituted my Loueing Friend Humphery Warren of Charles County in the province of maryland merchant to be my true & Lawfull Attorny for me & in my name & Stead to Aske Leavey Sue for Recover & Receive all such dues Debts bills bonds & accounts whatsoever which are due Oweing Or belonging unto the abouesaid John Covant from any persons whatsoever Or were formerly due Or

Liber FF Owing unto his Father Absolam Covant of the Citty of Bristoll marriner Giveing & by these presents Granting my full power & Authority to sue arest Attach declare Implead Condemne Imprison & Out of prison againe to deliver Or Cause to be delivered & also to make any Composition Accquittances to grant for the same for me & in my Stead as my Lawfull Act & Deed: Attornyes also more Or Lesse to substitute & the same againe to Revoake att pleasure & Generally to Act execute & performe whatsoever shall be needfull in the aforesaid premisses as full & Ample as if my selfe were Ꝑsonally prsent and also to sell & Dispose of any Or all such Ꝑcells of Land as shall be made appeare to haue formerly Belonged to Absolon Covant [p. 782] Abouesaid and to make Good the sayles thereof & in all Cases Needfull herein to Act & doe for me as ample as If I my selfe were personally present Confirming & allowing all whatsoever my said Attorny shall doe Or Cause to be done by virtue of these presents to be as effectuall in the Law as if I had done the same in my Owne person In Wittnes Whereof I haue hereunto sett my hand & seale this 14th of may 1669 John Covant (Sealed)

Signed sealed & Delivered
in the presence of
Philip Bisse
William Bysse
Richard Moy

This Indenture made the tenth day of August in the yeare of Our Lord God One thousand six hundred sixty One Betweene William Calvert of Calverts Rest in the County of St maries Esq of the One party and Robert Hooper in the mannor of st michaels in the said County of St maries On the Other party Wittnesseth that the said William Calvert for divers Good Causes & Considerac̄s him thereunto espetially moueing hath for ever sold demised Granted & to farme Letten and by these presents doth for ever sell demise Grant & to farme Lett To him the said Robert Hooper his heires executors admrs Or assignes all & singuler his tenement Or plantac̄on Comonly Called & Knowne by the name of Hoopers plantac̄on Begining at a marked Oake standing neare the Line of the Widdow Potters Bounding On the north wth a line drawne east from the said Oake for the Lenght of ninty perches to a marked Oake that Standeth in a piny Swamp On the east wth a line drawne South & by west from the said Oake for the Length of One hundred perches to a marked pine On the South wth a line drawne west south west from the end of the former Line to a marked white Oake tht standeth neare the Cleare Ground of Martin Kirke that Intersects a paralell Lyne drawne from a bound Oake that Standeth in a valley by the fence of the said Hooper that devideth his plantac̄on from the said potter On the west wth the paralell Containeing & now Laid Out for eighty five Acres more Or Lesse wth appurtenñcs & houses edifices buildings Tobacco houses & all Out houses Orchards & Gardings thereunto belonging To haue and to hold unto him the said Robert Hooper his heires executo^{rs} adm^{rs} & assignes all & Singuler the premisses wth the appurtenñcs for ever Yeilding & thereout paying Yearely unto the said William Calvert his heires executors adm^{rs} Or assignes Two Barrills of Corne & five hens Or Capons att Or by the tenth day of November att the mansion house of the said William Calvert in Calverts Rest & One Barrill of Corne for Heriott And in Case [p. 783] the said yearely Rent be behind & unpaid wthin ten dayes before Or after the said time of payment that then it shall & may be Lawfull to & for the said William Calvert his heires executors adm^{rs} & assignes to distraine upon the premisses And for want of a suffitient Distresse to Reenter & the same to hold as his Or their former Estate And the said William Calvert doth bind himselfe his heires executors adm^{rs} & assignes to Warrant & defend the premisses to the said Robert Hooper his heires executo^{rs} adm^{rs} Or assignes from all Just Claimes whatsoever In Wittnes whereof the said William Calvert & Robert Hooper to these Indentures Interchangably sett their hands & seales the Day & yeare aboue Written

Sealed signed & Delivered Wiłł Calvert (Sealed)
in the presence of us th^{e} marke of
Tho: Gerard Robert I Hooper (Sealed)
Tho: Stone

Intrat^{r} in Recordo de Provin^{all} lib̄ 1664 fol̄ 371 ꝑ mee
Daniel Jenifer Cłke
$\frac{30}{m}$64

One the Backside of the foregoeing Indenture was thus Written (vizt)

Know all men by these p^{r}sents that I Robert Hooper & Ann his Wife of S^{t} maries County in the province of maryland for us Our heires executo^{rs} adm^{rs} & assignes for a valuable Consideracōn in hand Received & for divers Other Good Causes us thereunto moueing hath for ever Given sold demised and assigned unto James Lewis of the same County & province aforesaid all Our Right title & Intrest of this wthin Spesifyed Indenture to haue & to hold to him the said James Lewis his heires executors adm^{rs} & assignes for ever In Wittnes whereof Wee haue hereunto sett Our hands & seales the first day of september Anno 1665 th^{e} marke of
Signed sealed & Delivered Robert I Hooper (sealed)
in the p^{r}sence of us th^{e} marke of
Wiłł Calvert Ann a Hooper (Sealed)
Nich: Fline

This Indenture made the eighteenth day of March in th^{e} Yeare of [p. 784] Our Lord God One thousand Six hundred Sixty and Eight Betweene

Liber FF

Liber FF Richard Foster señ of S^t^ Maries County in the province of maryland of th^e^ On party and John Blackstone of the Said County & province aforesaid of the Other party Wittnesseth that the said Richard Foster as Well for and in Considerac̄on of the quantity of eight thousand pounds of tobacco in Caske in hand paid before the ensealeing and delivery hereof by the said John Blackstone whereof and wherewith the said Richard Foster Doth acknowlidge himselfe Sattisfyed Contented and paid every part and parcell thereof doth accquitt and Discharge the said John Blackstone his heires executors adm^rs^ & every of them by these presents for the above said Considerac̄on him hereunto moueing haue Granted Bargained sold assigned Sett Over and Confirmed and by these p^r^sents doe Fully Clearely and Absolutely Grant Bargaine sell assigne Sett Over & Confirme unto the said John Blackstone his heires executors adm^rs^ and assignes All that parcell of Land Scituate Lying and Being in S^t^ Clements Mannour in S^t^ maries County in the province of maryland aforesaid Begining att a Small point by a marsh that is Now in the possession of John Tennisson att a notched white Oake Standing by the said point from thence runing by a east South east Lyne to the Back Creeke of mattapeny runing up the said Creeke to a marsh lying west bounding towards Wiccocomoco River, So Runing to a notched Oake Standing neare the head of the said marsh runing from thence by a west & by South Lyne to a notched white Oake Standing by Wiccocomoco River Side Bounding by the Land that is now in the possession of the said Foster the said Foster hath Granted unto the said Blackstone his heires Or assignes five perches Breadth of Land to be added to the Northermost Lyne of the said Land to the full Lenght thereof as it is already Laid Out and marked The abouesaid parcell of Land being Laid Out by Estimac̄on for a hundred Acres be itt more or Lesse To haue and to hold the said parcell of Land and all and singuler the premisses aforementioned to be hereby Granted Bargained [p. 785] and Sold w^th^ the appurtenñcs and every part & parcell thereof whatsoever before named unto the said John Blackstone his heires executors adm^rs^ Or assignes for ever Yeilding and paying therefore yearely & every yeare unto the said Richard Foster his heires executo^rs^ adm^rs^ Or assignes One Capon Or henn Or Cock to be paid att the feast of the nativity of Our Blessed Lord and Saviour Jesus Christ And the said Richard Foster doth here by these presents Bind himselfe his heires executors and adm^rs^ to warrant defend and maintaine the abouesaid Land w^th^ every the Rights members & appurtenñcs Thereunto Belonging unto th^e^ said John Blackstone his heires executors adm^rs^ Or assignes for ever against all Just Claimes and titles to be made by any person Or persons whatsoever In Wittnes Whereof the parties aboue named to these present Indentures haue interchang-

ably Sett their hands and seales the Day and yeare aboue Written Liber FF
Signed Sealed and Delivered the marke of
together wth quiett & peaceable Richard ʔW Foster (Seale)
possession by Livery and Seizen Sein^{r}
by turfe and twigg in the p^{r}sence of us
George Blakston
James Ellmonele

Know all men by these presents that I Richard Eltonhead of Eltonhead in the County of Lanc^{r} Ésꝗ haue Constituted & appointed William Brooke of the province of maryland in America Gent̄ to be my Lawfull Attorney for me & in my name & to my use to take Give Or Otherwise by due forme of Law to recover the Seizin Or possession of all Or any such Lands tennements heriditaments Goods Or Chattells Whatsoever unto which I the said Richard haue Or ought to haue any Estate Right title Intrest p̄perty possession Claime Or Demand whatsoever wthin the said province of maryland Or any the Lands Islands Or territoryes thereto belonging & the Seizin Or possession thereof Or of any of them so had Or Obtained Or Otherwise before the takeing Gaineing Or Obtaineing the Seizin Or possession of the same Or any of them to Contract for Lett Sett bargaine sell Convey Release Or Otherwise to dispose of the same in such manno^{r} & forme & for such estate Or estates & to such person Or persons & for such use & uses Consideracōn & Consideracōns rent Or rents Sum̄e Or Sum̄es of mony as to my said Attorny shall see fitt & Reasonable & upon any Such Contract Lease Bargaine Sale release Conveyance Or disposall of any Such Lands tennements heriditaments Goods Or Chattells for me & in my name & to my use to take receive & accsept of Such Consideracōn Or Consideracōns for which the same shall by my said attorny be so Contracted Leased Bargained Sold released Conveyed Or disposed of & upon the receipt Or acceptance of Such Consideracōn Or Consideracōns for me & in my name and as my Act and deed Or Acts & Deeds to make Seale deliver & execute Such Lease Or Leases Bargaine and Sale Or Bargaine & Sales Release Or Releases Consideracōn Or Consideracōns Conveyance Or Conveyances assureance Or assureances of the same & of every part & parcell of th^{e} same & of the revercōn & revercōns remaind^{r} & remainders of the same & of all my Estate Right title intrest Claime and Demand whatsoever of in and unto the same as the Case shall require in possession revercon Or Remand^{r} as to my said Attorny shall Seeme mett & Convenient Together wth such reasonable accquittances & Discharges for & in relation unto such Consideracōn Or Consideracōns So to be received & accepted as to my said Attorny shall Seeme fitting & Likewise for me & in my name & to my use to demand Sue for take receive & recover all such rent & rents Arreareges of Rent Or Rents Sum̄e Or sum̄es of mony debts duties Or Other [p. 786]

Liber FF thing Or things whatsoever as are Or shall be due Or payable unto me from any person Or persons whatsoever wthin the said province and places aforesaid for Or by reason of any matter Cause Or thing whatsoever and upon the receipt Or recovery thereof Or of any Other Sattisfac̄con which my said Attorny shall think fitt to receive Or accept of by way of Sattisfac̄con or Composic̄on for the same for me & in my name to make seale deliver & execute such reasonable accquittance and accquittances discharge Or Discharges release Or [p. 787] releases for the same Or any part thereof as to my said Attorny shall seeme fitting And also for me & in my name to make doe accknowlidge prosecute Or execute all & every further & Other Act & thing Acts Or things in relac̄on unto & in pursueance of the respective powers and Authorities hereby Given & every of them and in Relac̄on to the premisses & every of them as my selfe might Or Could Lawfully doe Or execute I Case I were then and there personally present to doe Or execute the same Rattifying and Confirming And I doe hereby rattify and Confirme all and every thing & things whatsoever which my said Attorny shall att any time Lawfully doe in relation to the premisses as if I my selfe did personally doe the same I Wittnes whereof I haue hereunto sett my hand and seale this eleaventh day of September Año Rs Carol̄ sc̄d nunc Angl̄ &c vicesimo Annoqȝ Dom̄ MDClxviii Rich: Eltonhead

Wittnes hereunto (Sealed)

John Sturzccker Dep^{ty} maior
of Liverpoole
Thomas Christian

To all Christian people to whom these presents shall Come I William Brooke of mattapanient in Calvert County in the province of maryland Gent̄ send Greeting in Our Lord God everlasting Know yee that Whereas Richard Eltonhead of Eltonhead in the County of Lancaster in the Kingdome of England Esqȝ by his Letter of Attorny under his hand & seale beareing date the eleaventh day of September Anno RRs Caroli sc̄di nunc Angliae &^{c} vicesimo Annoqȝ Dom̄ 1668 did Constitute and appoint me the said William Brooke by the name of William Brooke of the province of maryland in America Gent̄ to be his Lawfull Attorny for him & in his name & to his use to take Give Or Otherwise by due forme of Law to recover the Seizin Or possession of all Or any such Lands tennements Or heriditam^{ts} goods Or Chattells whatsoever unto which he the said Richard had Or Ought to haue any Estate Right title intrest property possession Claime & demand whatsoever wthin the said province of maryland Or any the Lands Islands Or territoryes thereto belonging & the [p. 788] Seizin Or possession thereof Or of any part of them so had Or Obtained Or Otherwise before the takeing Gaineing Or Obtaineing the Seizin Or possession of the same Or any of them to Contract for

Lett Sett bargaine sell Convey release Or Otherwise to dispose of the Liber FF same in such manner & forme & for such estate Or estates & to such person Or persons & for such use & uses Considerac̄on & Considerac̄ons rent Or rents sum̄e Or Sum̄es of mony as to his said Attorny should Seeme fitt & reasonable & upon Such Contract Lease Bargaine Sale release Conveyance Or disposall of any Such Lands ten̄ements heriditaments Goods or Chattells for him & in his name & to his use to take receive & accept of such Considerac̄on & Considerac̄ons for which the same should by his said Attorny be so Contracted leased bargained Sould released Conveyed Or disposed of & upon the receipt Or acceptance of Such Considerac̄on Or Considerac̄ons for him & in his name & as his Act & deed Or Act and Deeds to make Seale and deliver & execute such Lease Or leases bargaine and sale Or bargaines & sayles release Or releases Confirmac̄on Or Confirmac̄ons Conveyance Or Conveyances Assureance Or assureances of the same & of every part and parcell of the same & of the reverc̄on & reverc̄ons remainder and remainders of the same & of all his Estate right title intrest Claime and demand whatsoever of in and unto the same as the Case shall require in possession reverc̄on Or remaind^{r} as to his said Attorny should Seeme meet & Convenient together wth such reasonable accquittance & discharges for & in relac̄on to such Considerac̄on Or Considerac̄ons soe to be received and accepted as to his said Attorny should Seeme fitting As by the said Letter of Attorny relac̄on being thereunto had more fully and att Large the same doth & may appeare Now know yee Further that I the said William Brooke by virtue of the said Letter of Attorny haue for and One the behalfe of the said Richard Eltonhead & to and for his use entred into & Gained the possession of a Certaine parcell of Land Containeing by Estimac̄on two thousand Acres be the same more Or Lesse Called by the name of Eltonhead mannour Scituate Lying & being neare the mouth of petuxent River in Calvert County in the said province of maryland which said Land was Granted to William Eltonhead Gent̄ Deceased and is desended to the said Richard Eltonhead as Brother & next heire to him the said William Now Know yee further that I the said William Brooke Attorny of him the said Richard Eltonhead and for & One the behalfe of the said Richard by virtue of the said [p. 789] Letter of Attorny for & in Considerac̄on of the sum̄e of fifty pounds of good & Lawfull mony of England to me in hand paid by the Right Hon^{ble} Charles Calvert Esqꝫ Leiften̄n^{t} Generall & Cheife Governour of the said province before th^{e} ensealeing & delivery hereof the receipt whereof to and for the use of the said Richard Eltonhead his heires executors & adm^{rs} I doe hereby accknowlidge & thereof & of every part & parcell thereof I doe by virtue of the said Letter of Attorny for and On th^{e} behalfe of the said Richard his heires executors & adm^{rs} fully and absolutely accquitt exonerate and Discharge him the said Charles Calvert his heires executors adm^{rs} and assignes

Liber FF and every of them for ever by these presents Haue for & On the behalfe of the said Richard Eltonhead his heires and assignes Given Granted Bargained Sould Aliened enfeoffed & Confirmed and doe by these presents Give Grant bargaine sell alien enfeoffe & Confirme unto him the said Charles Calvert his heires & assignes for ever All that th^{e} said parcell of Land Containeing by Estimac̄on two Thousand Acres be it more Or Lesse Called by the name of Eltonhead manno^{r} Scituate Lying & being neare the mouth of petuxent River in Calvert County in the said province of Maryland Together wth all houses edifices Orchards gardens & all and Singuler Other th^{e} appurtenñcs to the same belonging Or in any wise appertaineing To haue & to hold the s^{d} manno^{r} Lands & premisses wth their & every of their appurtenñcs before by these presents bargained & Sould Or hereby intended to bee bargained and Sould to him the said Charles Calvert his heires & assignes to the sole & proper use & behoofe of him the said Charles Calvert his heires & assignes for ever And I the said William Brooke Attorny of the said Richard Eltonhead doe for and On the behalfe of th^{e} Richard his heires executors adm^{rs} & [p. 790] assignes By virtue of the said Letter of Attorny Covenant p̄mise & Grant to and wth the said Charles Calvert his heires executors & adm^{rs} that the said Richard Eltonhead his heires executors & adm^{rs} the said manno^{r} of Lands and all Other the before Bargained premisses and every part & parcell thereof wth their & every of their appurtenñcs unto him the said Charles Calvert his heires & assignes to the use aboue mentioned ag^{t} him the said Richard Eltonhead his heires & assignes & ag^{t} all Other persons whatsoever shall & Will for ever hereafter Warrant and Defend by these presents the rents & services hereafter to become due & payable for the same to the Lord & proprietary of this province his heires Or assignes Lord p̄prietary Or Lords & proprietaryes of this province alwayes excepted & foreprized And further also I the said William Brookes Doe by virtue of the said Letter of Attorny for and On the behalfe of the said Richard Eltonhead his heires executors & adm^{rs} Covenant promise Grant and agree to & wth him the said Charles Calvert his heires executors adm^{rs} and assignes & every of them by these presents that the said Richard Eltonhead his heires and assignes shall & Will from time to time & att all times hereafter dureing the Space of Seaven Yeares upon any Lawfull demand & request & att the proper Costs and Charges in the Law of him the said Charles Calvert his heires Or assignes make doe acknowlidge & execute Or suffer Or Cause to be made Done acknowlidged executed Or suffered all & every Such further & Other Lawfull Act & Acts device & devices Conveyance & Conveyances and assureances in the Law whatsoever for the better assureing and sure makeing of all & singuler the aboue Granted premisses to the said Charles Calvert his heires & assignes for ever as by [p. 791] him the said Charles Calvert his heires Or assignes his Or their

Councell Learned in the Law shall be reasonably devised advised Or required In Wittnes Whereof I the said William Brooke by virtue of th^e^ said Letter of Attorny and for and On the behafe of the said Richard Eltonhead haue hereunto putt my hand and seale the fiftenth day of may in the xxxvii^th^ yeare of the Dominion of Caecilius Absolute Lord and proprietary of the said province Lord Baron of Baltemore &c Annoq̧ Dom One thousand Six hundred Sixty and nine Liber FF

Sealed Signed and Delivered William Brooke (Sealed)
in the p^r^sence of us, the word (him)
in the fourtenth line & the word (Whereof)
in the Last Lyne but two first interlind
Benj^a^ Rozer
Fran: Swanston
Jean Jordaine
John Raper
Thomas Yarke
Chr: Rousby

One the Backside of the foregoeing Deed Was thus Written (vizt)

Memorandum that upon the Seaventh day of June in the yeare of Our Lord One thousand Six hundred Sixty and nine quiett & peaceable possession and Seizin of the w^th^in mentioned mannour Lands and premisses was taken by him the said William Brooke for and On th^e^ behalfe of the said Richard Eltonhead and in his name & for his [p. 792] use & livery of Seizin thereof by virtue of the w^th^in mentioned Letter of Attorny for and On the behalfe of the said Richard Eltonhead by him given & delivered to Thomas Nottley Gent̄ Attorney of the w^th^in named Charles Calvert Esq̧ to and for the use of the said Charles Calvert his heires and assignes he the said Thomas Nottley being Lawfully Constituted thereunto by Letter of Attorny beareing even Date w^th^ these presents according to the tenor purport & true meaneing of the Deed w^th^in Written in the presence of us

Chr: Rousby
Benj^a^ Rozer
Fran: Swanston
Jean Jordaine
Thomas Yarke

To all Christian people to whom these presents shall Come Charles Calvert Esq̧ of mattapanient in the County of Calvert Sendeth Greeting Know yee that Whereas a Certaine Deed poll beareing even date w^th^ these presents is made to me by W^m^ Brooke Attorny of Richard Eltonhead of Eltonhead Lawfully Authorized and appointed thereunto for & On the behalfe of the said Richard Eltonhead mentioning Or purporting a bargaine and sale from the said Richard Eltonhead to me the said Charles Calvert of the manno^r^ of Eltonhead Scituate Lying and being in Calvert County and in the said Deed poll mentioned as by the said Deed poll Our Refferance thereunto had it doth & may more att Large appeare Now Know yee

Liber FF further that I the said Charles Calvert Esqꝫ haue made Constituted Ordained and appointed & doe by these presents make Ordaine Constitute and appoint Thomas Nottley of the County of St maries merchant my true and Lawfull Attorney for me and in my name Quiett and peaceable Livery of Seizin & possession of the said mannor of [p. 793] Eltonhead wth the appurtenances Or any part Or parcell thereof in the name of the Whole to receive & take of and from the said William Brooke Attorny of the said Richard Eltonhead Lawfully thereunto Constituted appointed & Authorized according to the true intent purport & meaneing of the said Deed poll In Wittnes Whereof I haue sett my hand and seale this xvth day of may Annoqꝫ Dom̃ MDClxix
Charles Calvert

One the Backside of the foregoeing Letter of Attorny was thus Written (vizt)

The wthin Letter of Attorny was sealed & Delivered in presence of us whose names are under Written the day of the month wthin mentioned
John Morecroft
Thomas Lomax

June the 4th 1669

The wthin Letter of Attorny was in Open Court proved by the said John morecroft Wittnes thereunto Jno Blomfeild Cler̃:

Know all men by these presents that I Charles Calvert of the province of maryland Esqꝫ haue assigned Ordained and made & in my Stead and place putt & Constituted my trusty and Well beloved friend Thomas Nottley of the same province Gen̄t to be my true and Lawfull Attorny for me in my name and to my use to aske Sue for Leavey require recover and receive of all and every person & persons whatsoever all and every such Debts rents sum̃es of mony as are now due [p. 794] unto me Or which at any day Or dayes time Or times hereafter Shall be due Oweing belonging Or appertaineing unto me by any manner of Wayes Or meanes whatsoever, Giveing and Granting unto my said Attorny by the tenor of these presents my full & whole power Strength & Authority in and about the premisses & upon the receipt of any Such debts rents and sum̃es of mony aforesaid accquittances Or Other discharges for me & in my name to make Seale & deliver and all & every Other Act Or Acts thing & things device & Devices in the Law whatsoever needfull and nessesary to be done in Or about the premisses for the recovery of any Such Debts rents & sum̃es of mony aforesd for me & in my name to doe execute and performe as fully Largly and amply in every respect to all intents Construcc̃ons & purposes as I my selfe might Or Could doe if I were personally present Rattifying allowing and holding firm & Stable all and whatsoever my said Attorny shall Lawfully Doe Or Cause to be done in Or aboute The execution of the same by virtue of these presents In Wittnes Whereof I haue hereunto sett my hand and seale this twentith day of may One thousand Six hundred Sixty Nine Liber FF

Charles Calvert
(Sealed)

Signed Sealed & Delivered
in th^{e} presence of us
John Morecroft
John Jerbo
Thomas Lomax

One the Back side of the foregoeing Letter of Attorny was thus Written (vizt)

June the 4th 1669

The wthin Written Letter of Attorny proved in Open Court by the Oathes of John morecroft and John Jarbo Wittnesses thereunto

Jn^{o} Blomfeild Cler̄:

Charles Calvert Esq; Leiftẽn^{t} Generall & Governour of this province of maryland under the R^{t} Hon^{ble} Caecilius Absolute Lord & proprietary of the provinces of maryland and Avalon Lord Baron of Baltemore To all whom these p^{r}sents shall Come Greeting Whereas I haue received from his said Lo̅pp Co̅mishc̅on and also Instrucc̅ons for the Collecting gathering up & Leaveying of th^{e} Rents Fines Amertiaments & all Other the perquisites due and belonging to his sayd Lo̅pp Out of this province from any person Or persons whatsoever, as they shall duely Legally and Justly accrue arise & become payable to his said Lo̅pp by any wayes & meanes whatsoever wth further power alsoe in the said Comission to me Granted by the said Comission to Constitute appoint Authorize & Ordaine One Or more Deputy Or Deputyes for the better & more Speedy effecting & performing of the same Now know yee that I the said Charles Calvert Esq; haue made Constituted Authorized & Ordained and doe by these presents make Constitute Authorize & Ordaine my right trusty and Well beloved Friend Thomas Nottley of the County of S^{t} maries merchant my true and Lawfull Deputy as Generall Receiver of this province in my Stead & place to receive all & every the rents fynes for Alienac̅on Fines Amertiaments and all Other the perquisites whatsoever which now are Arreare behinde & unpaid & are Lawfully due arisen & heretofore Lawfully and Justly become due to his said Lo̅pp by any wayes Or meanes whatsoever and also all & every the rents fines for Alienac̅on Fines Amerciaments and all other the perquisites Whatsoever that shall from time to time & att all times hereafter accrue arise & become Lawfully due to his said Lo̅pp from any person Or persons whatsoever wthin this province Giveing & hereby Granting unto my s^{d} Deputy as full & Ample power & Authority as to me by the said Comission is Granted by himselfe his Lawfull deputy Or deputyes by him from time to time to be appointed att his desceetion [p. 795]

Liber FF [p. 796] he the said Thomas being accountable to me for the same to aske demand & Collect receive & if need be to Leavey for the same and use Likewise all Other Lawfull wayes Or meanes whatsoever as Occasion shall require for th^{e} Getting & Obtaineing of the same hereby rattifying & Confirming & allowing for good firm Stable & suffitient in Law to all intents & purposes whatsoever all & every Such Act and Acts thing Or tings whatsoever requisite in th^{e} premisses that shall Or may be Lawfully done by the said Thomas Nottley his Deputy Or Deputyes under him & by him Lawfully appointed shall be Lawfully done in about Or Concerning the premisses & I doe hereby require all & every of his Lōpps Councello^{rs} of this province all and every the Justices of his said Lōpps provintiall Court all & every the Justices of all & every his Lōpps seūll & respective County Courts wthin this his said Lōpps province and all & every the Sheriffs of every Seuerall & respective County Or Countyes wthin this his said Lōpps province and all & every the seuerall Constables and all Other Officers whatsoever wthin this his Lōpps province to be aiding & assisting to the said Thomas Nottley his Deputy Or Deputyes So by him to be appointed & Authorized under him in th^{e} execucōn of all & every the premisses: this my said Comission of Deputacōn to Continue dureing my pleasure and untill my significacōn under my hand & seale for the Determinacōn thereof In Wittnes whereof I haue sett my hand and seale the fiftenth day of may in the xxxviith yeare of the Dominion of Caecilius Absolute Lord & proprietary of the provinces of maryland & Avalon Lord Baron of Baltemore &c & in the yeare of Our Lord MDClxix Charles Calvert (Sealed)

Sealed & Delivered
in p^{r}sence of us
John morecroft
John Jarbo
Tho: Lomax

One the back side of th^{e} foregoeing Letter of attorny was thus Written

June the 4th 1669

The wthin Written Letter of Attorny was by th^{e} Oathes of Jn^{o} morecroft & Jn^{o} Jarbo Wittnesses thereunto proved Jn^{o} Blomfeild

[p. 797] To all whome it May Concerne these may Certifie th^{t} I John Jarbo Shreiff of S^{t} Marys County doe here by these p^{r}sents doe make Ordaine Constitute & Appoynt M^{r} Thomas Winn Snow Hill in th^{e} County afore Said my true & Lawfull Deputy to Serve & Execute all Writts and processes th^{t} Shall be to me Directed upon any p̄son or p̄sons in S^{t} Marys S^{t} Georges S^{t} Inogees & S^{t} Michaells Hundreds & all p̄sons So Arested Bayle & Surety of them to take and I doe hereby Annull & make void all other former Deputation by me granted to any p̄son or p̄sons w^{t}soeuer as witness my hand & Seal the

5th day of May in the xxxvii yeare of the Dominion of Caecilius &c Liber FF
Annō 1669 John Jarbo (Seale)
Signed & Sealed in the prsence of us
Walter Hall
the marke of
Edw: EW West

January 11th 1668
Mr Wiliam Harper

Upon Sight hereof pay unto Hum̄phery Warren Or his Order for my use One Good Hogshead of tobacco for which this noate wth his receipt shall accquitt you from all Bills Bonds Or Dues whatsoever from the Begining of the world to this present day Wittnes my hand the day and yeare aboue Written Witt Calvert
Edward Packer
Thomas Pearce

Know all men by these prsents that I Daniel Jenifer of the Citty [p. 798] of St maries in St maries County in the province of maryland doe Stand and am firmly bounden & Obliged to Thomas Crocker of London merchant in the full Sum̄e Or quantity of Nineteen Thousand pounds of good Sound merchantable tobacco and Caske to be paid to the said Thomas Crocker Or to his true and Lawfull Attorny executors Or administrators to the which payment Well faithfully and truely to be made I doe bind me my heires executors and administrators firmly by these presents Sealed wth my seale Dated the 4th day of march One thousand Six hundred Sixty Eight

The Condic̄on of this Obligac̄on is Such that if the aboue bounden Daniel Jenifer his heires Executors administrators Or assignes Or any of them do Well and truely pay Or Cause to be paid unto the abouenamed Thomas Crocker his Executors admrs Or assignes in Some Convenient place Or places in Calvert County in the said province of maryland the full and Just Sum̄e Or quantity of nine thousand five hundred pounds of good Sound merchantable tobacco & Caske att Or upon the tenth day of January next ensueing the date hereof to be Shipped On board Some Shipp Or vessell that shall then arrive in the said County upon freight taken in her by the aboue named Thomas Crocker by Noates and Ordrs to be given by the said Jenifer to the master of Such Shipp Or Vessell by the time aforementioned if shee shall Soe Soone arrive Otherwise to be done upon her arrivall if shee shall arrive after the day aforementioned and that wthout fraud Or Coven That then this prsent Obligac̄on to be void & of none effect Otherwise to stand & remaine in full force power & virtue Daniel Jenifer (Sealed)
31—$\frac{3}{m}$—68
Sealed and Delivered
In prsence of
Walter Hall
Edward Sauage

Liber JJ [p. 1] Maryland ss

Att the Provinciall Court of the Right Hon^ble^ Caecilius Lord Baron of Baltemore Absolute Lord and Proprietary of the provinces of Maryland and Avalon held at S^t^ Maries the first day of June in the xxxvii^th^ yeare of his Lõpps Dominion Over this Province Annoq Dom̃ MDClxix before his Lordshipps Justices there

Present Philip Calvert Esq Chancellour
Jerome White
Baker Brooke } Esq^s^ Justices
Thomas Truman

The Court being mett, the Cryer made Proclamation vizt All manner of persons that have any thing to doe at the Provinciall Court holden here this day, draw neere and give your Attendance.

The Acts made at a General Assembly begun and held at S^t^ Maries abovesaid the xiii^th^ day of April last past were in Open Court read & published.

The Court adjourned till eight of the Clock the morrow morning

June the Second The Court mett as above

William Bysse produced to the Justices his Lycence from the Leiftennt Generall to practice as an Attorny in any the Courts within this Province the tenor whereof followeth in these words vizt.

To all persons to whom these presents shall Come Know yee That I Charles Calvert Esq Leiftenñt Generall Cheife Goũnour and Cheife Justice of this Province of Maryland have licenced allowed and admitted and by these presents doe lycence allow and admitt William Bysse of the County of Calvert Gent to practice as an Attorny in any the Courts of this province and to take and receive such Fees as by the Constitutions of this Province are or shall be allowed Attornyes in the like kind Given under my hand this eighth day of May in the xxxvii^th^ yeare of his Lõpps Dominion &c Annoq Dom̃ One thousand Six hundred Sixty nine. Charles Calvert

Which said Lycence being read in Open Court the said William Bysse was Admitted and Sworne an Attorny of this Court according to the Oath for Attornyes

Ordered That the Sheriff of each respective County within this Province give his attendance at every Provinciall Court, either in person or by his Attorny.

[p. 2] Com̃and was given to the Sheriff of s^t^ Maries County that justly and without delay he cause to be replevyed to Abell James One box of Cloaths, to flitches of bacon, one barrell of Corne One pott of butter containeing sixteen pounds of butter being his goods and Chattells, which Thomas Cager of Poplers neck in the said County unjustly detaineth (as is said) and after him thereof justly to be deduced he cause, that no more Clamor thereupon may be had for defect of Justice &c

Liber JJ

The Sheriff made returne of the abovesaid writt vizt
The box of Cloathes two flitches of Bacon and the pott of butter within written I did replevin and did deliver the same to the within named Abell Jones John Jarbo Sher.
The Rest of the goods were not to be found. John Jarbo Sher.

Comand was given to the Sher of Calvert County that he Summon Jeffery Somerford late of Annemessex in the County of Somersett if he should be found in his Bailiwick to answer unto Richard Perrey in a plea that he render unto him the sume of nine hundred fifty eight pounds of tobacco which he oweth to him and unjustly detaineth &c.
The Sheriff at his day make returne of his writt vizt that the said Jeffery Somerford is not found within his Bailiwick.

Ordered That Elizabeth Brook administratrix of Robert Brook deceased come to the Office and make Oath to her Accompt of Administracon and proceed to the examination thereof that John Avery (if he have cause) may make his exceptions against the said Accompt.

Comand was given to the sheriff of Calvert County that he take George Beckwith late of his County planter if he should be found in his Bailiwick and him safe keepe so that he have his body before his Lopps Justices at the provinciall Court holden at St Maries the xiiith day of April last past to answer John England in a plea of trespas upon the case, which said Court was prorogued untill this day at which day the said Sheriff makes returne vizt
Came to hand April the xixth. Tho: Brook.

Wm Moffett Sworne in Open Court saith
That the thirtith of march this Deponent received a letter directed to Major Brook Sheriff of the County of Calvert and within five daies after delivered the same to Charles Butler which letter was then broke open by the said Charles Boteler and therein was a writt against George Beckwith which was by the said Charles Boteler and the deponent seen, and further saith not.

John Thomas late of the Collony of Virginia Otherwise called John Thomas of Potomock in the County of Stafford in Virginia merchant was sumoned to answer unto George Pattison of London marriner and Edward Dyer of Plimouth & Compa merchants in a plea that he render unto them twelve hundred pounds of good and

Liber JJ lawfull mony of England which he oweth them and unjustly detaineth &c And whereupon the said George and Edward by Benjamin Rozer their Attorny say That whereas the said John the six and twentith day of march in the yeare of Our Lord One thousand six hundred sixty nine and in the xxxvii^th^ yeare of the Dominion of Caecilius &c by his certaine writeing Obligatory sealed with the seale [p. 3] of the said John and here by the said George and Edward in Court brought whose date is the day and yeare abovesaid did confesse and acknowledge himselfe to Owe and stand justly indebted to the said George and Edward in the aforesaid sum̃e of twelve hundred pounds of good and lawfull mony of England to be paid unto the said George pattison or Edward Dyer and Comp^a^ to their or either of their heirs executors administrators or assignes at demand to the which payment well and truly to be made and done the said John bound himselfe his heirs executors and adm^rs^ by the same writeing yet the aforesaid John though often thereunto required the said twelue hundred pounds of good and lawfull mony of England to them the said George and Edward hath not rendred but the same to render to them hath denyed and the same to the said George and Edward as yet to render doth deny and unjustly detaine whereupon they say they are dampnified and have damage to the value of fifteen hundred pounds Sterling And thereupon they bring their suite &c

And the aforesaid John by Daniel Jenifer his Attorny Comes and defends the force and injury when &c and the said John prayeth the heareing of the said writeing Obligatory and it is read unto him he prayeth also the heareing of the Condition of the said writeing and it is read unto him in these words vizt The Condition of this Obligac̃on is Such That if the abovebounden John Thomas doe and shall well and truly content and pay or cause to be paid unto the abovenamed George Pattison or Edward Dyer or Comp^a^ them or either of them their or either of their heirs executors administrators or assignes the full summe of One hundred thousand pounds of good Sound merchantable Arranoco tobacco in Caske within seventy daies next after the Arrivall of the said George Pattison or his lawfull Attorny or Attornyes this yeare in Virginia or Maryland and notice given unto the said John Thomas or upon the last day of December next that then this Obligac̃on to be void or else to stand in full force power and virtue which words being read and heard the said John by his Attorny saith that as to the One hundred thousand pounds of tobacco the said Daniel saith he is not informed by the said John his Client of any answer thereunto to give therefore the said George doth remaine against him the said John as to the said One hundred thousand pounds of tobacco and caske undefended.

Daniel Jenifer

Whereas there is An action of Debt com̃enced in the Provinciall Court against me John Thomas by George Pattison and Edward

Dyer of London and Compa for One hundred thousand pounds of tobacco These are therefore to will and require you to appeare for me in the Said Suite and confesse judgment thereupon for so doeing this shall be your warrant Given under my hand April the second One thousand six hundred sixty nine. John Thomas (Seale) Liber JJ

To Daniel Jenifer Gent One of the
Attornyes of the Provinciall Court
Wittnesse hereunto
Jno Blomfeild
Nath: Stiles

At a Calvert County Court held at Petuxent the xvith of Febrũy in the xxxviith yeare of his Lõpps Dominion &c Thomas Sprigg Attorny of Thomas Mounford Petitioneth the Court vizt That William Moffett hath received of William pritchett for the use of Thomas Mountford the sum̃e of twelue hundred and thirty pounds of tobacco and stand indebted to the said Mountford besides One hundred eighty eight pounds of tobacco and prayes Order for the same with Cost. [p. 4]

Day Given the said parties till the third tuesday in march then next following at which day the plaintiff sues as in his petition above for the sum̃e of fourteen hundred and eighteen pounds of tobacco in Caske and the defendant acknowledged the debt in Open Court It was then Ordered that the defendant Satisfie the plaintiff the said summe according to his petition with costs of suite And then the deft appealed to the provinciall Court whereupon Ordered the deft give security for double damages if he be cast.

Att which said Provinciall Court it is Ordered That day be given the said parties untill the next Provinciall Court, this Court not being in Capacity to determine or adjudge the difference in Controversie betweene the said parties for want of a full Court, Mr Thomas Truman Esqr One of his Lõpps justices now present being at the same County Court in judicature

Upon an Appeale from the County Court of Calvert County the third tuesday in march last past by Joseph Horsley Appellant In and at which said Court John Tucker prayed Order against the said Joseph for unjustly detaineing his Servant according to Act of Assembly as also for the delivery of the said Servant againe, which was then by the said Justices accordingly granted to the said John Tucker whereupon the said Joseph appealed to this Court.

Ordered that day be given to the said Parties untill the next Provinciall Court.

Upon an Appeale from the County Court of Calvert County the third tuesday in march last past by William Moffett Appealant and then and there plaintiff against James Cullums p̄ Attorny Thomas

Liber JJ Bowdell def^{t} Att which Court the plaintiff not fileing his declaracon a non suite is granted against him then the plaintiff appealed to this Court.

Ordered by the justices here that this Appeale be dismissed hence.

The Sheriff of the County of Calvert was required to Cite and summon Edward Good that he be before Our justices at this day and that he bring with him a certaine Grant surreptitiously Obtained for a parcell of land lyeing at the head of S^{t} Leonards Creeke granted to him for two hundred Acres of land more or lesse and that he bring with him the said Grant and Stand to and abide the judgment of this Court therein. The said Good being summoned accordingly

John Hollis moveth the Court that he hath formerly Surveyed for him and Granted to him under the Great seale of this province the abovesaid parcell of land whereupon

[p. 5] Ordered by the Justices here That the said John Hollis doe hold the land contained within the lines mentioned in his Pattent and what land lyeth without the said lynes (if taken up and included in Edward Goods Pattent) then the said Edward Good to have the benefitt thereof.

Edward Tanshall being bound to his Lōpp to prosecute Nicholas Cheany and W^{m} Ward for the fellonious takeing certaine Goods from him It was Ordered his bond to be delivered him and Order to the Constable to deliver him his Goods in his possession.

Day given to Mary Keene of Somersett County the Relict of James Caine and executrix of William Bosman untill the next Provinciall Court that she make exceptions (if any She can) to the report sent to this Court by the Comissioners of Somersett County concerning the estate of the said W^{m} Bosman deceased.

The Court adjourned till eight of the Clock in the morrow morning

June the third MDClxix The Court all mett as yesterday

By Order of his Lōpps Council William Hopkins gave Security to appeare here at this day to answer the complaint of the Sheriff of Ann Arrundell County for his the said Hopkins disposeing of tobacco received by the said Sheriff for his Lōpps Rents and the Publique Levy & to be of good abearance.

Att which day the said W^{m} Hopkins appeared and now Ordered by his Lōpps Justices here that the said William Hopkins be bound to his good behaviour and that summons issue to John Beamont and Other wittnesses (if any) to testifie the truth in this particular at the next Provinciall Court.

The Grand Inquest for the body of this Province empannelled Sumoned and Sworne vizt Liber JJ

Henry Hide foreman
Joseph Horsley
Francis Swanston
Demetrius Cartwright
Jonathan Sibrey
Raymond Stapelfort
John Nevill
James Cullums
George Thompson
John Wright
John Hollis
W^{m} Jones
Samuel Hughes
Edward Good

The Jury On the behalfe of the Right Hon^{ble} the Lord Proprietary doe present that Simon Carpenter and Elizabeth his wife of Chester River in Talbott County On Satturday the first day of may in the xxxviith yeare of the Dominion of the said Lord Proprietary and in the yeare of Our Lord One thousand six hundred sixty nine by force and Armes in and upon Richard Tilghman high Sheriff of the County aforesaid did make an assault and affray and him did beate wound and evil entreate so that of his life he did dispaire, and also the haire of the said Richard Tilghman On the left side of his head growing did Cutt off to the deformeing of him the said Richard so [p. 6] that amongst the good people of this province he could not without disgrace and contempt converse, and the said Richard did then and there disarme, and One Cutlas of the price of ten shillings which the said Richard did weare and had by his side from him did take, and Other enormities to him did then and there doe, contrary to the peace of the Lord Proprietary his rule and dignity

The aforesaid endictment being read, the Charge given to the Jury they make Returne upon the said endictment, Billa vera.

The Said Simon and Elizabeth pray the mercy of the Court, M^{r} Attorny Gen̄ll prayeth Fine to his Lōpp.

The said Simon Carpenter Fined to his Lōpp by the Court the summe of six shillings eight pence.

Michael Catterton of Petuxent River in the County of Calvert planter was attached to answer Timothy Goodridge Administrator of the Goods and Chattells of George Richardson decease in a plea of trespas upon the case And whereupon the said Timothy by John Morecroft his Attorny Saith that whereas the said Michael the sixth day of August One thousand six hundred sixty foure and in the three and thirtith yeare of the Dominion of Caecilius &c was endebted to the said George in his life time in the summe of six thousand pounds of good sound merchantable tobacco in caske, and the said Michael being so endebted in consideration thereof did assume upon himselfe and to the said George in his life time did faithfully promise that he the said Michael the said sum̄e of six thousand pounds of tobacco well and truly would satisfie and pay in manner and forme following that is to say One thousand five hundred pounds of tobacco on or before the tenth day of October then next ensueing, two thou-

Liber JJ sand five hundred pounds of tobacco the tenth day of October then next following and two thousand pounds of tobacco on the tenth day of October in the yeare of Our Lord One thousand six hundred sixty six Notwithstanding which the said Michael his promise and assumption little regarding but deviseing and fraudulently intending him the said George of the said summe of six thousand pounds of tobacco to deceive and defraud the said summe of six thousand pounds of tobacco at the severall daies abovesaid according to his promise in that behalfe made to him the said George in his life time nor to him the said Timothy to whom Administrac̄on of all and singular the Goods and Chattells of the said George (after the death of him the said George) was Committed hath not paid nor satisfied but doth altogether refuse to pay the same to the great damage of the said Timothy and to the hinderance of the fullfilling of the said Administrac̄on whereupon he saith he is dampnified and hath losse to the value of tenn thousand pounds of tobacco and thereupon he bringeth his suite.

M^{r} Thomas Truman One of his Lōpps Justices here being Wittnesse for the def^{t} in the abovesaid case and for want of a full Court day given the parties till next provinciall Court.

[p. 7] Christian Banister wife to Henry Banister being by Order of the last provinciall Court to make her personall appearance here at this day to answer what should be Objected against her for her non appeareing to prosecute Thomas Hopkins was Cleered by proclamation.

The Court adjourned till the morrow morning eight of the clock

June the fourth MDClxix

The Court mett present as yesterday

Was then read the Com̄ission left by the Hon^{ble} Charles Calvert Esqꝫ Leiftenn̄t Generall at his departure, thereby Comissionateing the Hon^{ble} Philip Calvert Esqꝫ Jerome White Esqꝫ and Baker Brook Esqꝫ Deputy Governours of this Province, which said Com̄ission being read the Oath thereunto annexed was by the said Jerome White and Baker Brook administred to the said Philip Calvert Esqꝫ and then by the said Philip Calvert administred to the said Jerome White and Baker Brooke.

John Balley Petitioneth the Court for the renewment of his execuc̄on against Raymond Stapelfort for six thousand three hundred forty five pounds tobacco granted him in April Anno One thousand six hundred sixty six which said execution was not made returnable at any day

Whereupon Ordered that the Said execution be renewed and returnable at the next Provinciall Court.

Ordered by the Justices here that William Harris be committed into the custody of the sheriff of the County of S^t Maries durante vita Unlesse the said Harris find sufficient suerty for his good abearance to his Lōpp and all the good people of this province for twelve months Liber JJ

George Thompson late of the County of Charles County was attached to answer to Thomas Oakeley of a plea wherefore by force of Armes upon the said Thomas at Charles County aforesaid an assault did make and him did beate wound and evil handle so that of his life he did dispaire and other enormities to him did doe to the great damage of him the said Thomas and against the peace of the Lord proprietary, And whereupon the said Thomas by John Morecroft his Attorny doth complaine that the said George the fifth day of October in the seven and thirtith yeare of the Dominion of Caecilius &c by force of armes to witt with swords staves and knives upon the said Thomas at Charles County aforesaid an assault did make and him did beate wound and evil entreate so that of his life he did dispaire and Other enormityes to him did doe to the great damage of him the said Thomas and against the peace of the Lord Proprietary whereupon he saith he is the worse and hath damage to the value of twenty thousand pounds of tobacco And thereupon he bringeth his suite.

And the aforesaid George Thompson by William Bysse his Attorny cometh and defendeth the force and injury when &c And as to the comeing with force and armes as also the whole trespas aforesaid above supposed to be done the same George saith that he is in nothing thereof guilty as the aforesaid Thomas Oakeley hath above against him complained and of this he putts himselfe upon the Country and the aforesaid George in like manner. [p. 8]

And as to the trying of this issue between the parties aforesaid now joyned Com̃and is given to the Sheriff of the County of S^t Maries that he cause to come here at that day twelve &c by whom &c which neither &c

Att which day the Sheriff returnes these Jurors following vizt

Simon Carpenter foreman
John Hollis ....
Daniel Clarke ...... Sworne
Joseph Horsley ....
John Nevill ....
Edward Good ..... Sworne
Raymond Stapelfort.

John Rumings ......
Thomas Hinson .....
W^m Moffett .... Sworne
Demetrius Cartwright.
Thomas Bowdell ....

The Jurors haveing heard all evidences on either side returne their verdict. Wee of the Jury haveing considered the evidence doe find for the defendant as in se defendendo.

Costs allowed the def^t seaven hundred and forty pounds of tobacco.

Liber JJ William Barrett v̄ss } Morecroft p̄ quer̄
Humphry Warren } Notley p̄ deft

Imparlance being granted the deft last Provinciall Court until this Court Att which day the said Thomas Notley the Attorny of the said Humphrey Warren for plea saith That he is not informed by his Client of further answer to make to the plaintiffs declaration then the deposition of Thomas Smith, which being produced was by the Court found invalid

And the said William Barrett saith for replication That the said Humphry was at liberty and not imprisoned and did signe seale and deliver the said Deed and bond without any constraint and of this he prayeth the judgmt of the Court, and the said Humphry likewise.

Judgment was then awarded against the said Humphry for One hundred twenty five thousand pounds of tobacco.

Joseph Dockings being Ordered to attend the Courts pleasure was this day discharged.

To the Honble the Governours and the rest of the justices of this Provincial Court of Maryland.

The humble Petition of John Balley Submissively Sheweth unto your Honrs

That in the month of July One thousand six hundred sixty six your Petitioner did putt to sea upon a voyage intended for Irland from thence intended for Barbadoes and so back againe for Maryland, But by reason of the defectuousnesse of the Vessell the Master [p. 9] and Company did put into Fyall, where by distresse of weather the Vessel was cast away and so your Petitioner could not returne home till November last.

That in your Petitioners absence Raymond Stapelfort upon false suggestions and imaginary pretences tooke Out a warrant against him for foure hundred fifty five pounds two shillings eight pence and for forty five thousand five hundred twenty eight pounds of tobacco directed to the sheriff of Calvert County, who at a Court held at St Maries the sixtenth of October brought and returned his writt of non est inventus Whereupon the Court grants Stapelfort an Attachment On your Petitioners estate (without proof of any thing to be due unto him) which attachment was confirmed at a Court held the ninth of April One thousand six hundred sixty seaven and as it should seeme Stapelfort was Ordered to give security to save the Court harmlesse, although no mention be made thereof upon Record for the six and twentith day of November following Stapelfort with two Suertyes more enters into bond of One thousand pounds sterling to the Lord proprietary to indempnifie the Court agt all actions &c that may accrue by the said Order of attachment.

Stapelfort by virtue of the said Attachment getts Out of the hands of severall men in ready pay and bills to the value of tenn thousand six hundred thirty seaven pounds of tobacco of your petitioners effects as also his Chest which was at his lodging, wherein were sundry sorts of goods and his Apparell as also all his bookes accompts letters of Correspondency bills of ladeing receipts, releases, bills bonds &c without produceing any Inventory of the said writeings neither of the goods nor apparrell which were in the said Chest or any appraisment that ever was made of them Liber JJ

That your Petitioner knowing himselfe at his departure not to be any thing indebted to Stapelfort but he in your Petitioners debt above one hundred thousand pounds of tobacco left no Attorny for him here to defend the said Action, and comeing now in person to demand of Stapelfort to make proof of his said pretended debt in Coṁon forme or to have restitution of his goods, tobaccoes and writeings, the said Stapelfort refuseth to come to any compliance.

Therefore your Petitioner humbly beseeches your Hon^{rs} would be pleased to cause the said Stapelfort to declare upon his action and to prove his imaginary debt if he can, and not being able so to doe, your Hon^{rs} be pleased to declare the said attachment and all proceedings thereupon invalid or superseded And that the said Stapelfort both by himselfe and his suertyes lyable to make restitution unto your Petitioner of all his tobacco goods apparrel and writeings and to pay all costs of suite with charges and damages.

And your Petitioner as in duty bound shall ever pray for your Hon^{rs} &c.

Benjamin Rozer entered his Appearance for the said John Balley.

The abovesaid Petition being this day read in Open Court, Day given the said Raymond Stapelfort untill the next Provinciall Court that he make appeare before the justices there what the Petitioner stands justly indebted to him that such order may be taken therein as to the same justices shall seeme meet.

[p. 10] Upon the prayer of Henry Stockett for the escheate of a parcell of land late in the possession of John Hatton deceased lyeing on the north side of Rumley Creeke Containeing four hundred Acres Att a Provinciall Court held at S^{t} Maries the fiftenth day of December last past before his Lōpps Justices there, which said Justices then Ordered, That notice should be given to the respective Sheriffs of the Countyes of Ann Arrundell and Baltemore Countyes to enquire within their respective Bailiwicks whether any person to the said deceased related or Otherwise could Shew any lawfull cause why the grant or Patent for the said land should not be vacated And that they make their returnes of their Proceedings therein to his Lōpps Justices here at this day, who make returne thereof as follow vizt

In Ann Arrundell County, April the xvth MDClxix
Nullus inventus p̄ me Thomas Stockett Sheriff.

Liber JJ Diligent enquiry hath bin by me made within my Bailiwick, whether any person to the said deceased related or Otherwise can shew lawfull cause why the Grant or Pattent should not be vacated by which the within mentioned land is held, and not any person found by me
Nath: Stiles Sheriff.

The like Proclamačon made here at this day before his Lōpps Justices then present in Court, and none appeared &c.

Upon the prayer of Francis Stockett for the escheate aswell of a parcell of land called Hermans Mount containeing three hundred and fifty acres lyeing on the northside of Sassafrax River in the County of Baltemore as also one other parcell of land called Spryes Hills containeing six hundred Acres lyeing in Sassafrax River aforesaid Att a Provincial Court held at s^t^ Maries the fiftenth day of December last past before his Lōpps Justices there, which said Justices then Ordered That notice should be given to the respective Sheriffs of Ann Arrundell and Baltemore Countyes to enquire within their respective Bailiwicks whether any person unto John Hatton late deceased in whose possession the same lands late were, related or otherwise could shew any lawfull cause why the Grants or Pattents for the same should not be vacated, and that they make returne of their proceedings therein to his Lōpps Justices here at this day, Who make returne thereof as follow

In Ann Arrundell County, April the xv^th^ MDClxix
Nullus inventus ℗ me Tho: Stockett Sher.

Diligent enquiry hath bin made by me within my Bailiwick whether any person to the said deceased related or Otherwise can shew lawfull cause why the grants or Pattents should not be vacated by which the within mentioned land is held, and not any person is found by mee
Nath: Stiles Sheriff.

[p. 11] Richard Tilghman produced his accompt against Thomas Hinson and John Hynson administrators of Thomas Hynson Señ late deceased for foure thousand six hundred sixty one pounds of tobacco and the same proved upon his Oath in Open Court.

And the said Thomas and John by Daniel Jenifer their Attorny came and defended the force and injury when &c And the same Attorny then said that he was not informed by the same Thomas and John his Clients of any answer for the said Thomas and John in that case to be then given and then said nothing else thereunto whereby the said Richard then remained against the said Thomas and John thereof without defence Therefore it was then considered by the Court here that the said Richard Tilghman should recover against the said Thomas and John the debt aforesaid.

Liber JJ

Maryland ss

Whereas Richard Tilghman Doctor of Phisick haueing moved the Hon^{ble} Court for a debt due from Thomas Hynson Senior late of Talbott County deceased of foure thousand six hundred sixty one pounds of tobacco to him the said Richard for divers meanes and medicines administred to him and his family in his life tyme These are therefore to require you to appeare for us the Administrators of the said Thomas Hynson and to make declaration for Us at the suite of the said Richard & thereupon to confesse judgment either by non sum informatus, nihil dicit or Otherwise as you shall thinke fitting and this shall be your sufficient warrant in that behalfe In wittnes whereof wee have hereunto sett Our hands & seales the two and twentith day of May in the xxxvith yeare of the Dominion of Caecilius &c Annoꝗ Dom̄ MDClxviii: Tho: Hinson (Seale)

John Hinson (Seale)

To Daniel Jenifer Gent One of
the Attornyes of the Provinciall
Court

The Court adjourned untill the third Tuesday in October being the nintenth day thereof

Know all men by these p^{r}sents th^{t} I Daniel Jenifer of S^{t} Maris County in th^{e} County of Maryland Gen^{t} have remised released and quitt Claimed and by these p^{r}sents Doe for me My Execeuto^{rs} Administo^{rs} & Assignes remite release and for Euer quitt Claime unto Jerome white of th^{e} Said County and Prouince Esꝗ his Execeutors Administo^{rs} and Assignes all and as Many of Actions and Suites Cause and Causes of Acc̄ons and Suites Bills Bonds writings and Accompts Debts Dutys reckonings Sum̄ and Sumes of Money Controuersies Judgments Executions and Demands whatsoeuer w^{ch} as well I th^{e} said Daniel Jenifer as Mary my wife th^{e} Execeutrix of th^{e} Last will and Testament of william Smyth Late of th^{e} Said County and Prouince deceased Euer had or w^{ch} my Execeuto^{rs} Administo^{rs} and Assignes or any of us in time to Come Can or may haue to for or Against th^{e} Said Jerome white his Execeuto^{rs} Administrato^{rs} or Assignes for or by reason of any matter Cause or thing whatsoeuer from th^{e} begining of th^{e} world untill th^{e} Day of th^{e} Date hereof In witness whereof I haue hereunto Sett my hand and Seal this one & twentith Day of Sep^{t} in th^{e} Eight and thirtith yeare of th^{e} Dominion of Caecilius &^{c} Annoꝗ Dom̄ one thousand Six hundred Sixty Nine &^{c}

Signed Sealed and Deliured Daniel Jenifer (Sealed)
in p^{r}sence of us
John Blomfeild
John Kelee

Recorded at th^{e} Instance and Request of the aboue Said Daniel Jenifer

Liber JJ [p. 12] Know all men by these prsents tht I Jerome white of the Prouince of Maryland Esqȝ haue remited released and quit Claimed and by these prsents Doe for me my Execeutors Administors & Assignes remise release and for Euer quit Claime as well unto Daniell Jenifer of St Maris County Gent as unto Mary the wife of the Said Daniel Execeutrix of the Last will and Testament of william Smith Deceased and unto theire Execeutors Administors Assignes all and all manner of Actions and Suites Cause & Causes of Actions & Sutes Bill Bonds writings and Accompts Debts Duties reckonings Sum̄ and Sum̄es of mony Controuersies Judgments Execeutions & Demands wtsoeuer wch I the Said Jerome white Euer had or wch my Execeutors Administors or Assignes or any of us in time to Come Can or may haue to for or Against the Said Daniel Jenifer & the Said Mary theyr Execeutors Administors or Assignes for or by reason of any matter Cause or thing whatsoeuer from the begining of the world to the Date hereof In witness whereof I haue here unto Sett my hand and Seal this Day the twenty one of September in the xxxviiith yeare of the Dominion of Caecilius &c Annoqȝ Dom̄ MDClxix Jerome white (Sealed)

Sealed & Deliuered in prsence of
John Blomfeild
Jno Kellees

Recorded at the instance and Request of the Aboue Said Jerome white &c

Thomas Bowen desires his marke to be recorded which is as followeth vizt Cropt and three Slitts in the right eare, Cropt and two slitts in the left eare.

March xxviith MDClxix

Joseph Hackney desired that his marke of his Cattle and hoggs might be recorded which is as followeth vizt, Cropt and over halved and a hole in the right eare, and the left eare underhalved.

Richard Cole desires his marke of Cattle to be Record wch is as followeth two Nickes under the Right Eare & flower deluce one the Left eare Sept the iiiith MDClxix

Marke Bromfeild desires his Marke of Cattell to be Recorded wch is as followeth (vizt) Cropt on the Right Eare & underkeeld the Left Eare two Slits one the Out Side

These are to Certefie all people whome it any way may Consearne tht Elizabeth the Rellect of John winchester Senior Late of the Island of Kent Deceased haue for Diuers good Considerations me thereunto moueing giueinge & granted all my Right of and to the Administrac̄on of the Goods & Chattells of my sd Husband unto my Louing Sonn in law Isaac winchester or to whome he in his behalfe

Shall thinke fitt as witness my hand and Seal this xxiith Day of September Anno Domini MDClxix &^{c} Liber JJ

Signed Sealed & Deliured
in p^{r}sence of us
th^{e} marke of
Joseph W winchester
th^{e} marke of
wiliam WP Pledge
Tobias wells

th^{e} marke of
Elizabeth E winchester (Sealed)
and Seale

[p. 13] To all Christan People to whome these p^{r}sents Shall Come I Josias Fendall of Charles County in th^{e} Province of Maryland Esqꝫ Send Greeting Know yee th^{t} whereas Caecilius Absolute Lord and proprietary of th^{e} Provinces afore Said & Avalon Lord Baron of Baltemore &^{c} Did by his Pattent under his Great Seal of his Said Province of Maryland bareing Date th^{e} Second Day of July in th^{e} yeare of our Lord God one thousand Six hundred forty Nine for the Consideration in th^{e} s^{d} Pattent Expresed Grant unto me th^{e} Said Josias Fendall by th^{e} Name of Josias Fendall Esqꝫ a p̄cell of Land Called Grate Oake Lyeing one th^{e} East Side of Chesepiack bay and on th^{e} South Side of a Bay in th^{e} Said Bay Called Bacon bay begining at a marked oake by th^{e} Creeke Side running for bredth North North west to th^{e} Mouth of Bacon Bay two hundred twenty and fiue perches and South South west Downe Chesepiack Bay to a marked Oake by a Creeke Called Fendalls Creeke Six hundred thirty fiue perches bounding one th^{e} South by a Lyne Drawne East from th^{e} Said Oake five hundred Perches on th^{e} East by a Lyne Drawne North from th^{e} End of th^{e} East Lyne fiue hundred perches on th^{e} North by a Lyne Drawne west from th^{e} End of the North Lyne one hundred and fifty perches to th^{e} first marked oake Containeing & Laid out for two thousand Acres more or Less Togeither wth all profetts Right & Beneffitts thereunto belonging Royall Mines Excepted, to haue & to hould th^{e} Same to me th^{e} Said Josias Fendall my heires & Assignes for Euer for & under Certaine Rents Seruices resuruatiõ in th^{e} Said patent of grant mentioned Expressed & Reserued as by th^{e} said Patent recourse being there unto had more at Large appeareth Now Know yee th^{t} I th^{e} Said Josias Fendall for and in Consideration of th^{e} Sume of twenty three thousand pownds of Tobacco & Caske to me paid by John vanheck of Baltemore County in th^{e} Prouince afore Said Gen^{t} th^{e} Receipt whereof I doe hereby Acknowledge and thereof and of Euery p̄t & p̄cell thereof Doe Cleerely and absolutely accquit and Discharge th^{e} Said John vanheick his Heires Execut^{rs} and Administo^{rs} for Euer by these p^{r}sents Haue giuen granted Bargained and Sould and by these p^{r}sents Doe giue grant bargaine and Sell unto him th^{e} Said John vanheeck his heires & Assignes all th^{e} Said parcell of land by th^{e} Said

Liber JJ receited patent to me granted as afore Said togeither wth all the Rights previledges Commodityes houses and buildings there upon built and all & Euery the appurtenances to the Same belonging togeither wth all patents Grants Escripts & imunites to the Same belonging to haue & to hould the sd percell of Land and all other the bargained prmisses unto him the sd John vanheeck his Heires and Assignes for Euer to be holden of the sd Lord Proprietary for and under the Rents & Seruices by the Said recited patent of Grant reserued and hereafter to become Due and payable And further I the sd Josias Fendall my Heires Executors and Administors the Said p̄cell of Land and all other the bargained prmisses unto him the sd John vanheeck Shall & will against all p̄sons wtsoeuer Claimeing any Right Title or intrest unto the Said parcell of Land warrant and Defend by these prsents for Euer hereafter In witness whereof I the sd Josias Fendall haue hereunto Sett my hand and Seal this xxth Day of May MDClxix

Signed Sealed & Deliured Josias Fendall (Sealed)
in prsence of
Thomas Howell
william Dunkerton

[p. 14] Know all men by these prsents that I Nicholas Emanson of Charles County in the Province of Maryland Inholder doe make Constitute & appoint my trusty & loveing Friend Richard Moy of St Marys County my trusty & lawfull attorney for me & in my but for my proper use & behoofe to aske recover & receive of Thomas Platt formerly belonging to Charles county one bill of the sayd Thomas for one Thousand nine hundred fifty two pounds of Tobacco & Caske & upon Deniall or non paymt of the same the Sayd Thomas Platt to sue arest Imprison & & upon payment thereof out of prison againe to release & discharges for to give & generally to act & doe whatsoeuer my sayd Attorney shall thinke fitt & Convenient for the recovery of the same as alsoe one attorney or more under him to make & the same at his pleasure againe to reuoke and whatsoeuer my Sd Attorney shall Lawfully Doe Concerning the premisses I doe by these prsents ratify & Confirme in Wittness whereof I haue hereunto Sett my hand & Seale this 25th Day of Novembr 1668

Signed Sealed & Delivered Nicholas Emanson (Sealed)
in the prsents of
Steephen Mountague
his marke
Davy Madocke

To all to whome these prsents shall come Thomas Ellis of the Citty of Bristoll mercht Administrator of all & Singular the goods & Chattles right & Creditts wch were of Richard Attkins who Dyed Intestate in Maryland neer Virginia beyond the seas sendeth Greet-

Liber JJ ing Know ye th^{t} th^{e} s^{d} Thomas Ellis hath Nominated Constituted & appointed & by these p^{r}sents doth Nominate Cõstitute & Appoint Thomas Fisher of the s^{d} citty Merch^{t} & W^{m} Luffe of the same citty Merchant his true & lawfull Attorneys Jointley & Either of them seũly for him & his name & to th^{e} use of the s^{d} Thomas Ellis to aske leavy Demaund Recouer & Receive of & from all & Eũy such p^{r}son & p^{r}sons whatsoeũ liveing & Resideing in any part or parts beyond the seas w^{ch} are or were any wayes Indebted unto the s^{d} Richard in his life time or unto the s^{d} Thomas Ellis Administrato^{r} as afforesd since th^{e} decease of him the s^{d} Richard Atkins any sume or sumes of Money due & oweing to the s^{d} Richard Atkins in his life time by bill bound speciallty accompt or otherwise or for any goods wares or Merchandizes whatsoeuer whereof hee the s^{d} Richard was in his life time possessed or Interested Giveing or hereby Graunting unto the s^{d} Attorneys Joyntly or Either of them seũly for him the s^{d} Thomas Ellis & in his name & to his use full power & Authority in case of non payment of such Moneys or not Delivery of such goods or Merchandizes soe as Affores^{d} to sue & Prosecute all & eũy the p^{r}sons affores^{d} & to p̄ceed to Judgm^{t} & Execution according to the lawes & Customes of such place & places where such p^{r}son or p^{r}sons shall Inhabite & [p. 15] reside & alsoe th^{e} s^{d} Thomas Ellis Administrato^{r} as affores^{d} doth alsoe give full power & Authority to his s^{d} Attorneys Joyntley & seũly for him & in his name to give such acquittances releases & discharges in the p^{r}misses as shall be requisite & Necessary and alsoe to substitute & appoint one or more attorney or Attorneys under him or them and to doe Execute & p^{r}forme all & Eũy other act & acts thing & things w^{t}soeuer as fully & Effectually as th^{e} s^{d} Thomas Ellis Administrato^{r} as affores^{d} may or might doe the same being p^{r}sonally p^{r}sent Ratifeying & alloweing all & w^{t}soeuer his s^{d} Attorneys Joyntly or Either of them seũly shall doe or cause to be done in the p^{r}mises by these p^{r}sents In wittnes whereof the s^{d} Thomas Ellis hath hereunto putt his hand & seale the Eleventh day of Septemb^{r} Anno RR C Carol̄s Secdd Angl̄ & Visesimo primo 1669 Thomas Ellis (sealed)

Sealed & delivered in th^{e}
p^{r}sents of

Tymothy Parker Thomas Cooper
John luffe Jn^{o} Staynes
Henry Browne Abraham Aley

Novem^{r} th^{e} 6th 1669 The aboue written letters of Atorney was by the oathes of Jn^{o} Staynes & Abraham Aley wittnesses thereunto in Common forme p^{r}ued before mee Jn^{o} Blomfeild

Know all men by these p^{r}sents th^{t} I Margrett Freeman widdow Relict & Administratrix of all & singular the goods & Chattles of Tho: Freeman late of the citty of Bristol̄ Gr̄cer my late husband deceased have remised released discharged & for eũ quitt claimed

Liber JJ & by these p^{r}sents doe for mee my Executo^{rs} & Administrato^{rs} & the Executo^{rs} & Administrato^{rs} of the s^{d} Thomas Freeman remise release discharge & for eũ quite clayme unto Thomas Cooper of the s^{d} Citty of Bristol̄ marriner his heires Executo^{rs} & Administrato^{rs} of and from all & all manno^{r} of acc̄ons suites plaints debts accompts Rec̄onings bills bonds specialltyes goods wares Merchandizes damages losses troubles Judgments Executions & Demaunds whatsoeũ w^{ch} I the s^{d} Margrett Freeman Administratrix as Affores^{d} my Execto^{rs} or Administor^{rs} or th^{e} Executo^{rs} or Administrato^{rs} of the s^{d} Thomas Freeman or any of them have had now have or att any time hereafter may or might have against the s^{d} Thomas Cooper his heires Executo^{rs} or Administrato^{rs} for any mattoo^{r} cause or thing whatsoeũ from the beginning of the world untill the Day of the Date hereof In Wittnesse whereof I have hereunto put my hand & seale Dated this 3^{d} day of August Anno RR Carol̄ sec̄dd nunc Angl̄o &c Vicessimo primo Anno Dom̄ 1669 Margrett Freeman (Sealed)

Sealed & Delivered in the p^{r}sents of
Jn^{o} Luffe
Tho: Ouldfeild
Abraham Aley
Jn^{o} Contman
Thomas TK Karney
his marke

[p. 16] Know all men by these p^{r}sents th^{t} I Margrett Freeman of the Citty of Bristol̄ widdow relict & Administratrix of all & singular the goods & Chattles of Thomas Freeman my husband late of the s^{d} Citty Grocer dec̄d have made ordained Constituted authorized & Appointed & in my place & steed doe putt John Staynes of the Citty of Bristol̄ affores^{d} Merchan^{t} my true & lawfull Attorney for mee in my name & for my use to aske demaund & Receive of & from Sampson waring of th^{e} Cliffts in Calvert County in the Province of Maryland gent̄ & W^{m} Hopkins of the River of seavern in the County of An Arundall in th^{e} s^{d} Province of Maryland planter all such sum̄e & sum̄es of money goods wares Tobacco Merchandizes whatsoeũ w^{ch} were any way due oweing or belonging to my late husband Thomas Freeman by them the s^{d} Sampson Waring & W^{m} Hopkins or either of them by any waies or meanes whatsoeuer & to sue Arrest implead & p^{r}secute th^{e} s^{d} Sampson warring & W^{m} Hopkins & Either of them and to use all Lawfull meanes & waies for th^{e} obtaining & Recoũy thereof And upon receipt Thereof or any p^{t} thereof receipts & other lawfull discharges in my name from time to time to make seale & deliũ Giveing & by these p^{r}sents Graunting to my S^{d} Attorney my good right full power & lawfull Authority to doe & p̄forme all & whatsoeũ shall be requisite & Necessary to be done in the p̄mises Ratifieing alloweing & Confirmeing all & whatsoeũ my s^{d} attorney shall Lawfully

Doe or cause to be done in the p^{r}misses to be as good & Effectuall in law to all Intents & purposes as if I my selfe had Done the same in my owne p^{r}son In wittness whereof I have hereunto Sett my hand & Seale this fourth Day of August Anno Regiu Dni seu Carl̄ Sec̄dd nunc Regio Aglie &c Vicesimo primo Annoq^{e} Dom̄ 1669 Liber JJ

Sealed & Delivered Margrett Freeman (sealed)
in the p^{r}sents of
Abraham Aley
John Luffe
Thomas Fisher

No: 6th 1669
The above written letter of Attorney was by the oathes of Thomas Fisher & Abraham Alley wittnesses thereunto in Common forme p̄ued before mee Jn^{o} Blomfeild

Know all men by these p^{r}sents th^{t} I Thomas Cooper of the citty of Bristol̄ Marriner Administrato^{r} of the goods & Chattles w^{ch} late were of Thomas Freeman late of the sd Citty of Bristol̄ Grcer dec̄d haue made constituted Authorized & Appointed & by the p^{r}sents in my place & steede doe putt John Staynes of th^{e} sd City of Bristol̄ Merch^{t} my true & lawfull Attorney for me & in my name (but to th^{e} onley & Proper use of Margrett Freeman of th^{e} s̄d citty widdowe relict of the sd Thomas Freeman) to aske demaund & receive of & from Sampson Waring of the Cliffts in th^{e} County of Calvert in the Province of Maryland Gent̄ & W^{m} Hopkins of the river of severne in the County of An Arundall in the sd Prouince of Maryland Planter all such sum̄e & sum̄es of Money debtes Dues goods wares Merchandizes & Demaunds whatsoeuer as were any way due oweing or belonging to the sd Thomas Freeman in his life time or w^{ch} now are any way due oweing or belonging to me the sd Tho: Cooper as Administrato^{r} of the sd Tho: Freeman by them the sd Sampson [p. 17] Wareing & W^{m} Hopkins or either of them by any bill bond Espesiallty book account or otherwise howsoeuer and to sue Arrest implead imprison & p^{r}secute the sd Sampson Wareing & W^{m} Hopkins & Either of them & to use all lawfull wayes & meanes for the obteyning & recouery thereof And upon receipt thereof or any p̄t thereof Receipts Releases & other lawfull discharges in my name from time to time to make seale & deliū and the sd Sampson wareing & W^{m} Hopkins out of prison to release Giveing & by these p^{r}sents Graunting unto my sd Attorney my good right full power & lawfull Authority to doe Execute p̄forme & Finish all & whatsoeuer shall be needfull & Necessary to be done in the p̄mises Ratifying alloweing & Confirmeing all & whatsoeuer my sd Attorney shall lawfully doe or cause to be done in the p^{r}misses to be as good & Effectuall in law to all intents & purposes as if I my selfe had Done the same in my owne p^{r}son In Wittnes whereof I have hereunto putt my hand & seale this fifth day of August

Anno RR Caroli Secnde nunc Angl &c Vicessimo primo Annoqe Dm 1669 Thomas Cooper (sealed)

Sealed & delivered
in the psents of
Abraham Alley
John Luffe
Thomas Fisher

Novembr th 6th 1669
The aboue written letter of Attorney was by the oathes of Thomas Fisher and Abraham Aley wittnesses thereunto in Common forme prued before mee Jno Blomfeild

Whereas I Joseph Saunders of Bristol Mercht now resident in Severne in the Prouince of Maryland haue cause of accon against Francis Pyne of Bristol Mercht for a Protest upon a Bill of Exchange protested wch the sd Francis drew Now know all men tht being well assured of the Integrety & Faithfullnes of Robert Ridgley doe Hereby depute & Constitute the sd Robert Ridgley to prosecute my sd suite to Fee atturney or Atturneys for me & on my behalfe & Eūy thing & things to doe & pforme as if I myselfe were prsonally prsent: In wittnesse whereof I haue hereunto put my hand this 8th day of Novembr 1669 Joseph Saunders (Sealed)

Sealed & deliūed
in the prsents of:
Elizabeth Woolchurch
William Jones

[p. 18] Receiued of Francis Parret the 8th of decembr 1665 Leueis for fiue prsons att 50 p pole is two hundred ninety & fiue lb of Tobacco twenty four pds of Tobacco being one yeares due for 100 acrs called parretts Clift alsoe two hundred and Sixteene pounds of Tobacco being for lords rents of 300 acres of land att chaptanke in Talbott County att the head of the Island Creek Called the Richrang being three yeares due being in all the full Sume of fiue hundred thirty fiue lbs of Tobacco: ℔ mee Charles Brooke

Recd the 11th of decembr 1666:

Off Francis Parrett for five prsons Levies two hundred ninety pounds of Tobacco for Lords Rent for 100 acres of land for one yeare Sixteene pound of Tobacco alsoe recd forty Eight pounds of Tobacco for one yeares rent for three hundred acres of Land Lying in Talbot county in Greate Choptanke in Island Creeke Called Richrange for Richard Keene forty Six pounds of Tobacco for John Jones Leuiy fifty Eight pound of Tobacco in all Receiued four hundred fifty eight: ℔ mee John Brooke
Deputy Sherriffe
of Caluert County

Liber JJ

February 22th 1667/8

Rec̃d of Francis Parrett for two yeares Rent of Richrange being 300 acres Lying in Greate Choptanke in Island Creeke in Talbott County the Sume of	℔ : s : d 00 06 0
Rec̃d alsoe for the rent of parretts Clift being 100 acres for one yeares	℔ Tobacco 024
for Leauiys for 5 persons att 64 p̃ pole	320
for William Muffitt	134
I say Rec̃d p̃ mee John Peerce Sherriff in the absence of Mr Collett:	478

Rec̃d of Francis Parrett the Sume of Six Shillings in pt of rent due for a p̃cell of land Called the Rich Range Cõtaining 300 acres octobr the 23th one Thousand Six hundred Sixty Eight

Charles Caluert

[p. 19] By vertu of a Commission and Instructions granted from Cecilius Absolute Lord and Proprietary of the Province of Maryland Lord Barron of Baltemore &c under his Lordshipps hand and Greater Seale at Armes bearing date the ninth day of September in the thirty one yeare of his Lordships Dominion over the said Province hath constituted me Jerome White to be his Surveyour Generall of all and singuler his Lordshipps Castles, Lordshipps Mannors, Forrests Chases, Parkes Messuages, Lands Tennements woods Rents Revennues, possessions and Hereditaments whatsoever within the said Province of Maryland, and also hath granted to me all vayles Fees Regards Advantages Proffitts and allowances whatsoever to the said Office belonging: To have and to hold excersise and Enjoy the aforesaid Office, by my self or my sufficient Deputy or Deputyes, Therefore these are to let all men know that having put my Trust in my wellbeloved frend Phillip Shapleigh gentl̄, being assured of his sufficience have constituted and Impowred and doe by these presents constitute and Empower the said Phillip Shapleigh to be my Deputy Surveyour In Somerset County In Dorseter County and to the sea porte side from a Creeke called the Horekeil unto the said Southermoste partes of the said Province (not at all abrogating any power formerly graunted by me to any other persons) and to have as full and ample power to lay out or survey any lands, run out mens lines according to the bounds of their Patents, put mens dividences or the like in any parte, within the aforesaid Countyes and place aforespecified as if my self should doe it, To have and to hold Excersise and Enjoy the said Office during pleasure, and in consideration for the Trouble that the abovesaid Phillip Shapleigh shall have in Excersising the abovesaid Office he the said Phillip is to be contented of the halfe of all such fees vayles Regards Advantages proffits and allowances whatsoever he shall Earne during his said Deputation for all

Liber JJ Surveyes that he the said Phillip shall make, Resurveys, Running out of mens lines, laying out of mens bounds according to the limits of their Patents or the like, and for the other halfe he the said Phillipp is to be accomptable to me, or whome I shall appointe, once Every yeare at least, Given under my hand and seale this day the fourth day of January in the Eight and thirtieth yeare of the Dominion over the said Province Anno 1669. Jerome White Surv^r^ Gen^rll^

Instructions given from Jerome White Esquire Surveyour Generall of the Province of Maryland unto Phillip Shapleigh, one of his Deputy Surveyours In Somerset County, Dorset County, and to the Seabord side from a Creeke called the Hoorekill for his better Executing of his said Office in those Places.

Imprimis That you see the Mannor reserved in Nantecoake lyeing in Somerset County be not Surveyd for any person but for the Lord Proprietaryes, and to lay out one other Mannor within the said County for the said Lord Proprietary to conteine Six Thowsand acres of land at least, of best you can finde.

2: That you lay out for the Lord Proprietary a Mannor to conteine Six Thowsand acres of the best land within the Creeke lying in Dorset County called Chicknacomacow otherwayes to be called Phillips Creeke, in the name of Phillip Calvert Chancelour of this Province.

3: That you Keepe that Reserve intire what hath beene already ordered and Recorded for the Lord Proprietary to the Seabord side that is Tenne miles from Mount Scarborough Northward by the water, and two miles into the woods and that you see their be layd out for the said Lord One other Mannor to the seaborde side, within the abovesaid limited bounds to conteine Six Thowsand acres at least of the best land.

[p. 20] 4: That you doe not Survey from tyme to tyme any land Excepted to the Lord Proprietary for any person whatsoever without Speciall warrant.

5: That you doe not allow by the water side above fifteene Perches breadth for Every fivety acres of land, provided the survey be for more then three hundred acres of land, but if three hundred or under then to allow five and Twenty Perches breadth for Every fivety acres of land, allwayes provided that naturall Boundes or Swampes be not a hinderance.

6: That you lay out one other Mannor within somerset County upon the Ridge lyeing betweene Nantecoake River and Wickocomico River and in case the said Ridge should not prove good land then to seeke out some other place the best within the County, the said Mannor to conteine Six Thowsand acres at least.

Articles of Agreement made and agreed upon betweene William Berry of the one part and Margaret Preston both of Patuxent River in the County of Calvert of the other part, Witnesseth that the abovesaid Margaret Preston and William Berry have fully and perfectly concluded, and agreed that the said Margaret doth reserve for her owne proper use and behoof before she doth ingage her self in marriage to the said William Berry the vallue of One hundred pounds sterling to be at her the said Margarets owne disposall in such goods as shall be hereafter mentioned: vizt, Liber JJ

Plate to the vallue and worth of forty pounds sterling.

The little Negro Girle called sarah borne in Richard Prestons house, vallued to Tenn pounds sterling, if the said Girle should dy, the said William Berry to make the same good to the said Margaret by another Negro or the vallue.

A good mare to ride on vallue seaven pounds sterling.

A Chamber or Roome to be well furnished with bedding and furniture with other household stuffe to the vallue of forty three pounds sterling.

And for a further Testimony that the abovementioned Articles are fully and perfectly concluded and agreed upon by the Partyes aforesaid, The said William Berry both binde himself his heires Executours and Administrators to the true performance of all and Every of the abovementioned articles to the full vallue as is aforementioned whensoever the said Margaret Preston shall make demand of the same for her owne proper use, but if it shall be so ordered after the aforementioned William Berry and Margaret Preston be married that the said william shall dye first, that then the abovesaid goods or the vallue doe remaine firme to and for the said Margarets owne proper use, as she shall thinke fit to bestow, over and above her proportion of the estate which by the said William Berry shall be left her, for the True performance of this agreement, the abovesaid William Berry hath hereunto set his hand and seale this ninth day of the Tenth Moneth called December in the yeare One Thowsand six hundred Sixty and nine. William Berry sealed

Signed and sealed
in presence of
George Deulins
W^m Jones

Recorded at the instance and request of the abovenamed William Berry January the 8th 1669.

Know all men by these presents that I George Corwin of salem in the Collony of the Massachusets in New England Marchant for diverse good Cawses and Considerations me thereunto moving, Have made constituted and Ordained, and Doe by these presents make constitute ordaine and appoint my Trusty and wellbeloved Frends Andrew Woodberry and Isaac Woodberry Juniour both of them of salem aforesaid Marriners my true and lawfull Atturneys for me and [p. 21]

Liber JJ in my name, and to my onely use, to aske demand sue for recover and receive, all and Every such debts dues and Ingagements whatsoever, as are or may apeare to be true and properly belonging unto me the said George Corwyn, upon any accompt from any person or persons, now residing in, or belonging unto the Jurisdiction of Virginia Maryland or Elsewhere. Giving and granting by these presents full power and authority to my said Attorneys joyntly and severally to act in the premises, and the said debts and dues to demand and receive and upon refusall or non performance of payment from any person or persons from whome it shall appeare to be due, the said person or persons to arrest, imprison and out of prison to deliver, and pleas and prosecutions of the Law to sustaine and mainteine against them, or any of them, Also acquittances or any lawfull discharges for me and in my name to seale and deliver, and one Attorney or more under them to make Constitute and appointe, and at their pleasure to Revoke, and all things whatsoever in the Law, or otherwise needfull to be done the same to doe, and performe as fully and effectually to all intents and purposes as if I myself were there personally present, Ratifying and confirming by these presents whatsoever my said Attorneys Jointly or severally or their Attorneys lawfully authorized under them shall legally doe or cause to be done in the premises, In witnes whereof I have hereunto set my hand and affixed my seale this sixteenth day of December in the yeare of our Lord One Thowsand six hundred sixty nine, and in the one and Twentieth yeare of his Majestyes Reigne, 1669. George Corvin (sealed)

Signed sealed and delivered
in the presence of
The marke of
John ⋈ Alford
The marke of
Edward T Winter

The abovesaid Letter of Atorney
was signed sealed and delivered by
the said George Corwin as his act
and deed Hilliard Veren,
Notary publique in Salem

January the 11th 1669
Maryland ss. Came John Alford and Edward Winter and made oath that they saw the within named George Corwyn signe seale and deliver the within mentioned Letter of Attorney, as his act and deed, and thereupon they set their markes as witnesses to the same before me John Blomfeild

November 29th 1669.
Came Cornelius Coronell of S^t Maries County and desired the marke of his Cattle might be recorded which is as followeth, vizt Swallow forkt in both eares and a nick in both eares.

[p. 22] Know all men by these presents that I William Giles of Charles County in the Province of Maryland Planter, have ordained my well-beloved Frend Hilliard Veren for me and in my name and use, to aske sue and Recover by Law, or any other lawfull way, any debts due unto me of all and Every person or persons w^{t}soever and upon receipt of any debts, to give acquittances discharges for me and in my name and whatsoever my said Attorney shall doe in the premises I doe and shall allow and Ratefy as fully as if I my self might or could doe it, if I were personally present and hereunto I put my hand in witnes thereof this 15th of september 1669. Will: Giles Liber JJ

Hugh Woodberry
John Blomfeild

Know all men by these presents that I Josias Gibbert of the County of S^t Maryes Planter for diverse good causes and considerations me hereunto moving, have deputed constituted Ordained and appointed, and doe by these presents constitute ordaine Depute and appointe and in my stead and place put, John Blomfeild of the same County gentl̄ my true and lawfull Attorney, for me and in my name to aske demand, leavy receive sue for and recover, all debts dues accompts whatsoever being due to me the said Josias Gibbet, my heires or assignes, and any p̄son or p̄sons whatsoever for the same for me and in my name, to aske demand leavy receive and upon refusall to implead imprison and out of prison to release, as to my said Attorney shall seeme meete, and discharge or discharges to any p̄son or p̄sons to give as shall be sufficient in the Law, and if occasion shalbe, I doe hereby further Empower my said Attorney, to depute and appointe Attorney or Attorneys under him to act and doe in the premises as fully and so far forth as need shall require hereby ratefyeing and confirming and allowing all that my said Attorney for me and to my use and behoofe shall doe and act in the premises, In witnes whereof I have hereunto set my hand and seale this fifteenth day of January in the Eight and thirtieth yeare of the Dominion of Caecilius &c Annoq; Dom: 1669. J Guibert (sealed)

Signed sealed and Delivered
in presence of Robt Ridgely

This Indenture made th^e Eighteenth Day of December in th^e Eight & Thirtieth yeare of th^e Dominion of Caecilius &c Annoq; Domini One thousand Six hundred Sixty & nine Betweene Henery Mitchell of Calvert County in th^e Province of Maryland Planter of th^e one p̄t & Richard Ladd of the same County [*blank*] of th^e other p̄ty wittnesseth that th^e sd Henery Mitchell for & in Consideracōn of th^e Summe of Six thousand pounds of good & Marchantable Tobacco in Caske to him in hand p^d by th^e Said Richard Ladd before th^e ensealeing & deliuery of these p^{r}sents the receipt whereof the said Henery Mitchell doth hereby Acknowledge & thereof and of every P^t thereof doth absolutly discharge acquitt & exonerate th^e sd Richard Lade by these p^{r}sents & for divers other good Causes & Con-

Liber JJ siderac̄ons him thereunto Especially moueing hath grannted aliened Bargained & sould & by these presents doth graunt Bargaine alien & sell unto th^{e} said Richard Ladd his Heires and Assignes All that p̄cell of Land called Smythsby lyeing one th^{e} Northside of Chester River [p. 23] & on th^{e} East side of a Bay in th^{e} said River called longfords Bay in the County of Talbot begining att a marked Oake by a Marsh att th^{e} mouth of the Bay running North & by East by the Bay one hundred and Fifty perches for breadth to a Marked Oake by a Marsh bounding on th^{e} North by a Line drawne East & by south for length from th^{e} sd Oake three hundred & twenty P̄ches on th^{e} East by a line drawne South & by West from the end of th^{e} East & by South lyne into th^{e} River one th^{e} South with th^{e} River on th^{e} West wth th^{e} sd Bay conteyning & formerly Laid out for foure hundred Acres bee the same more or less & formerly by Pattent under th^{e} greate Seale of th^{e} said Province Bearing Date the twentyth day of January in the yeare of our Lord One Thousand Six hundred fifty & eight granted to John Smith & by him assigned to James Thompson & by the said James Thompson assigned to th^{e} said Henery Mitchell with their & every of their Appurtn̄n̄cs & also his Right Title & interest into the same together with all and singuler Evidences Deeds graunts Pattents Wrightings Surveys & minim^{ts} whatsoever Concerning th^{e} same To haue & to hould the said lands & p^{r}misses to him the said Richard ladd his Heires & Assignes for ever And the said Henery Mitchell doth hereby for himselfe & his Heires Exec^{rs} & Administr̄t^{rs} Covenant promise graunt & agree to & with th^{e} said Richard Ladd his heires Exec^{rs} Administrato^{rs} & Assignes That the before mencioned Lands & p^{r}misses and every Pt thereof att the time of the Sealeing and Deliuery of these p^{r}sents are & for ever hereafter Shalbe remaine & continue unto th^{e} said Richard Ladd his Heires & Assignes cleerely acquitted & Discharged or otherwise Sufficiently Saved & Keept Harmeless of & from all & all manner of former or other bargaines Sales givfts, graunts, leases, Joyntures Dowers uses Wills Rents or Arrearages of Rents Fines Statutes Judgem^{ts} Exec^{rs} or other Incumbrances w^{t}soeuer had made done comitted or suffered by the said Henery Mitchell John Smith or James Thompson or by any other person or persons whatsoever the rents & services hereafter due & payable to th^{e} lord and Lords of the Fee of the p^{r}misses only excepted and foreprized And that he will by these p^{r}sents Warrant & Defend the same ag^{t} himselfe & his Heires & the said John Smith & James Thompson & their Heires & all P̄sons claiming by from or under him them or any of them And the said Henery Mitchell doth Further Coven^{t} & agree wth the said Richard Ladd his heires Exec^{rs} & Adm^{rs} & Assignes that he is now lawfully Seized of the p^{r}misses & hath full power & lawfull Authorytie to Graunt Bargaine & Sell the same as afforesaid and that hee will at any time hereafter make doe levy Execute & Suffer or cause to be made Done Leavyed executed &

Suffered all & all manner of further or other Lawfull Act or Acts thing or things Conveyance or Conveyances in the law to the said Richard Ladd for the better & Sure making of the prmisses to the said Richard Ladd his Heires & Assignes for Ever Prouided the same be Done at the p̄p̄ costs & charges of the said Richard Ladd his heires or Assignes In Testimony whereof the said Henery Mitchell hath hereunto set his hand & seale the day & yeare first aboue written Liber JJ

Sealed Signed & Deliuered The marke of
in the prsents of Henery M Mitchell (sealed)
Samuel Chew
Ro: Carvile
Samuel Blomfeild
Lionel Pauely

December the 20th 1669 The aforegoing Conveyance was by the said Henry Mitchell acknowledged in open Court.

Know all men by these prsents That I Peter Marshall of St Maries County planter Doe Constitute appoint & in my place & Stead put Henery Bonner of Charles County Gentle my true & lawfull Attorney for me & in my name & Stead to Aske demaind & Receiue all such Debts as is Due unto me either by Bill or Accompt And in Case any refuse to make payment to Sue Arrest implead or imprison the said p̄sons or to take any other lawfull Course for the Recovery of the said Debts as also upon payment to acquit & Discharge in my behalfe Giveing & granting to my said Attorney full power and Authority to Constitute one or more Attorney or Attorneys under him and finally to use all lawfull meanes for the recovery of the debts aforesaid as fully largely & amply as if I my selfe were personally prsent And whatsoever my sd Attorney or any Constituted under him shall Doe in the prmisses I Doe hereby allow ratifie and Confirme the same to be good & Effectuall in the law to all Intents & purposses In Testimony whereof I haue hereunto put my hand and Seale this 20th of January 1669 Peter Marshall (Sealed) [p. 24]

Sealed & Deliuered
In the prsents of
Jno Blomfeild
Daniel Jenifer
Ro: Carvile

This Indenture made the Nine & Twentith day of June in the Eight & thirtith yeare of the Dominion of Caecilius Lord Baltimore absolute Lord & Proprietary of this Province of Maryland Annoqꝫ Domini One Thousand Six hundred Sixty Nine Betweene John Rawlings of Calvert County in the said Province Carpinter of the One Ꝑty & Richard Keen of the said County & Province Inholder on the other Ꝑty Wittnesseth That the said John Rawlings for & in Consideration

Liber JJ of the Sum̃e or quantity of Teñe Thousand pounds of Tobbacco to him in hand paid by th^{e} said Richard Keen before the ensealeing & Deliuery hereof, the receipt whereof the said John Rawlings doth hereby Acknowledge and thereof and of every P̃t and P̃cell thereof doth hereby Fully Clearly & absolutely acquitt & exonerate and Discharge him the said Richard Keen his heires Exec^{rs} Asst^{rs} & Assignes and every of them by these p^{r}sents, hath Given Graunted Bargained Sould Aliened enffeoffed and Confirmed and by these p^{r}sents doth give graunt bargaine Sell Alien enfeofe & Confirme unto him
[p. 25] th^{e} sd Richard Keen his Heires & Assignes for ever, all that P̃cell of Land Called Staffords Freehold lying On the North side of Petuxent River and begining according to its ancient bounds a marked Cedar tree standing at the mouth of a Creeke Called S^{t} Johns Creeke bounded on th^{e} South with th^{e} said River of Petuxent from the said Caedar to a Markēd Red Oake for the breadth of One hundred twenty & eight P̃ches, On the East With a lyne drawne North from the said Red Oake for the length of One hundred Twenty five pearches, to a Marked Gumm, and from th^{e} Said gumme by a line drawne North East for Sixty P̃ches to a Marked Red Oake standing upon a Bank of the said S^{t} Johns Creeke and Keeping along th^{e} South & east of the said Creeke of S^{t} Johns to the first Marked Caedar Containing by Estimac̄on Seaventy Acres be it more or lesse Together with all the Rights & benifits thereunto belonging with all houses Edifices Orchards Gardens and all & Singuler Other the Appurtenances to the same belonging or in any Wise Ap̄ertaining as also all Pattents deeds Writeings and Evidences touching or conserning the same To haue & to hold the said P̃cell of Land & premisses with theire & every of theire Appurtenances before by these p^{r}sents bargained & Sould or hereby Intended to be bargained & Sold to him the said Richard Keen his Heires & Assignes to the Sole and Proper use & behoofe of him the said Richard Keen his Heires & Assignes for ever, and the said John Rawlings for himselfe his heires exec^{rs} Administrators & Assignes Doth hereby Couenant promise & grant to & with th^{e} said Richard Keen his heires Exec^{rs} and Administrators the said P̃cell of Land & all other the before bargained premisses & every P̃t & P̃cell thereof wth theire and euery of there appurtenances unto the said Richard Keen his heires & assignes against him the said John Rawlings his heires and Assignes and against all other P̃sons whatsoeuer shall & Will for euer hereafter Warrant & Defend by these p^{r}sents the Rents and services hereafter to become Due & payable for the same to the Lord & Proprietary of this Province his heires or Assignes Lord Proprietary or Lords & proprietarys of this Province alwayes Excepted & foreprized And further the said John Rawlings doth for himselfe his heires Exec^{rs} and Administrators Covenant p̄mise Grant & Agree to & with him the said Richard Keen his heires Exec^{rs} Administrators and Assignes

and every of them by these p^{r}sents, That the said John Rawlings Liber JJ his Heires & Assignes shall & will from time to time and at all times hereafter during the space of seaven yeares upon any lawfull demand and Request and at the Proper Costs & Charges in the law of him the said Richard Keen his heires or Assignes make doe acknowledge and Execute or Suffer or cause to be made done acknowledged Executed or Suffered all & euery such further and other lawfull Act and Acts Deuice & Devices Conveyance and Conveyances & assureances in the law whatsoeuer for the better asurȩing and Sure makeing of all and Singuler the aboue Granted premisses to the said Richard Keen his heires & assignes for ever Be it by Inrollment of these p^{r}sents fyne feoffement or otherwise or by any such lawfull wayes or meanes as by him the said Richard Keen his his heires or Assignes his or theire Councill Learned in the law Shalbe reasonably devised advised or [p. 26] Required In Wittnes whereof the said John Rawlings to these p^{r}sents hath hereunto sett his hand and Seale the day & yeare first aboue written John Rawlings (sealed)

Signed Sealed & Deliuered
in the p^{r}sents of us
John Brooke
John Cracroft

Upon the back side of the foregoeing Conveyance it was thus written vizt.

Memorandum that upon the Sixth day of December in the yeare of our Lord One Thousand Six hundred Sixty nine quiett and peaceable possession & Seizin of the wthin menshoned Land premisses & appurtenances by the wthin named John Rawlings to the within Menc̄oned Richard Keen was given & Deliuered according to the tennor purposs & true meaning of the deed within Written In th^{e} p^{r}sents of us John Rawlings

Peter Harrison
Ralph Wells
David Loyd
his B Signe
Benjamin Gamlys
John Patricke
John Willson

Decemb^{r} th^{e} 16th 1669

The foregoing Conveyance was by the said John Rawlings Acknowledged in open Court to be his Act & Deed

Know all men by these p^{r}sents That I Pilladelfia Rawllings Doe Constitut and Ordaine my Well beloued friend M^{r} William Standley to be my true & lawfull Attorney to Confirme & Acknowledge the Saile of the Land my husband John Rawlings sould to Richard Keen Called Stafords Freehold and what my Attourney doth for me & in my name according to Law I here bind my selfe to allow of to be in as full force & power as if I my selfe were at p^{r}sent and for the true

Liber JJ performance I hereunto sett my hand & seale this 15th of December
1669 The marke of
Signed Sealed & Deliuered Pilladelfia **P R** Rawlings
In the prsents of us (Sealed)
John Willsone
John Follester

Know all men by these prsents That I Thomas Vaughan of Talbot County in the Province of Maryland am holden & firmly bounden unto John Edmundson of the same County the full & Just quantity of Twenty Thousand pounds of Tobbacco & Caske to be paid to [p. 27] the said Edmundson Or to his Certaine Attourney his Execrs or Assignes to the which payment well & truly to be made I bynd my selfe my Heires Execrs Administratrors by these prsents firmly Sealed with my Seale and Dated the Sixteenth of December in the Eight & Thirtith yeare of the Dominion of Caecilius &c Annoqȝ Domini MDClxix

The Condition of this Obligac̄on is Such that Whereas the aboue boundn Thomas Vaughan by his Deed Poll Beareing Date wth these prsents for the Considerc̄on therein Expressed hath Bargained & sold to the said John Edmundson his heires &c a Ꝑcell of Land lying in Talbott County to haue & to hould the same to him the sd Edmundson his heires & Assignes wth Warrants against all Ꝑsons whatsoeuer as by the said Deed more at Large it Doth appeare iff therefore the said Thomas Vauhan from time to time and at all times shall & will warrt the sd land unto the sd John Edmundson his Heires & Assignes against all p̄sons whatsoeuer & if the said Thomas Vaughan his heires &c at the reasonable request of Cost and Charges in the law of the sd Edmundson his heires or Assignes for ever with Warrtie against all Ꝑsons whatsoeuer as shall by the said Edmundson or his learned Councell in the law reasonably Devised & required that then this Obligacon to be void or else to Stand in force &c
Sealed & Deliuered Tho Vaughan (sealed)
In the prsents of
Henery Trippe
Edward Cooke

To all Xian people to whom these prsents shall come I Thomas Vaughan of Talbott County in the Province of Maryland send Greeting Know yee that whereas Caecilius absolute Lord & Proprietary of the Provinces of Maryland & Avalon Lord Barron of Baltimore did by letters Pattens under the Greate Seale grant unto Thomas vaughan aforesaid three hundred & fifty Acres of Land lying in Talbott County in Choptanke River in Anderbys Creeke Beginning at a Marked Pine in the said Creek and runing East & by South up the Creeke untill it intercept a Ꝑcell with a Ꝑcell of Land Layd out for James Hall & runing with the said Halls line to Kedavon Creeke to a Marked Red Oake being the said Halls bounded Tree & runing from the said Oake downe Tredavon Creeke untill it Intercept a Ꝑlell with a Ꝑcell of Land Laid out for Hopkin Davies Called fox hill and Runing by the said land unto a Marked Gumm being the bounded tree of the said Davices his land North West & from thence to the first pine North Containing three hundred & fifty Acres more or less according to the bounds herein Mencōned Now Know yee that I the said Thomas Vaughan for & in Consideracōn of a Sum̄e of Tobbacco to me in hand paid or otherwise Secured by John Edmundson of the County aforesaid by these p^{r}sents haue Given Granted Bargained & Sold and by these p^{r}sents Doe Bargaine & sell unto the said John Edmundson his heires & Assignes all the said land before receited together with all Com̄oditys thereunto belonging To haue and to hold the said land & all other th^{e} Bargained Premisses unto him the said John Edmundson his heires & Assignes to the only p̄p̄ use & Behoofe of him the said Edmundson his heires & assignes for ever to be holden of the said Lord Proprietary for & under the Rents & Services reserved & hereafter to become Due & payable & further I the said Thomas Vaughan my heires exec^{rs} Administrators the said Land unto him the said John Edmundson his heires & Assignes shall & Will against all Ꝑsons Warr^{t} & Defend by these p^{r}sents & for ever hereafter In Wittnes whereof I haue hereunto set my hand and Seale the Sixteenth of December in the Eight & Thirtith yeare of the Dominion of th^{e} s̄d Caecilius &c Annoq̧ Dom̄ One Thousand Six hundred Sixty & Nine Liber JJ [p. 28]

Sealed & Deliuered in the Tho: Vaughan (sealed)
Ꝑsents of
Henery Trippe
Edward Cooke

December th^{e} 16th 1669 The aforegoeing Conveyance was by the said Thomas Vaughan acknowledged in open Court

Know all men by these p^{r}sents that John Maxwell of S^{t} Maryes County of the Province of Maryland Planted Doe hereby Constitute and appoint my trusty & well beloued friend John Noble to be my true & lawfull Attourney for me & in my name to Aske leivy and receiue to me and to my use all such Debts as are Due unto me from any Ꝑson or Ꝑsons whatsoeuer in the Province of Maryland Giveing & by these p^{r}sents Granting unto my said Attorney as full power & Authority to receiue all such debts as if I my selfe were p̄sonally present And if any Ꝑson that is Indebted to me shall refuse to make good paym^{t} I doe by these p^{r}sents give unto my s̄d Attourney full power to Implead the s̄d Ꝑty & him to Arest Sue and Give discharge or discharges for the debts as aforesaid In wittnes whereof I haue hereunto set my hand & Seale the seaventeenth of January MDClxix

Signed Sealed & Deliuered John Maxwell
In the p^{r}sents of (sealed)
Walter Hall
Henery Neale
Signum
Randal RH Hanson

Liber JJ January 12th 1669.

Came John Shepheard of st Maries County and requested the marke of his Cattle might be recorded, vizt Swallow forked and underkeeld in both eares and a nick on the upper side of the right eare.

[p. 29] This Indenture made the fifteenth Day of December in the xxxth yeare of the Dominion of Caecilius absolute Lord & Proprietary of the Provinces of Maryland & Avalon lord Barron of Baltimore &c Annoqȝ Dom̄ One Thousand Six hundred Sixty Nine Betweene William Cannady of the County of St Marys In the Province of Maryland Planter on the One p̄te and Henery Cooke of London Marchant of the other Ꝑte wittnesseth that the said William Cannady for & in Consideracōn of Foure Thousand Eight hundred pounds of Tobbacco to him in hand paid by the s̄d Henery Cooke the receipt Whereof the s̄d William Cannady doth hereby acknowledge and thereof & every Ꝑt & Ꝑcell thereof doth hereby absolutely Clearly exonerate acquit & Discharge the s̄d Henery Cooke his heires Execrs Administratotrs or Assignes by these prsents hath Given Granted bargained Aliened Sold Infeoffed & Confirmed & by these prsents doth fully Clearly & absolutely give grant bargaine Alien Sell Enfeoffe & Confirme unto him the said Henery Cooke his Heires & Assignes for ever, The Easterne halfe or Moyety of a Ꝑcell of Land lying one the West Side of the Herring Creeke bounded wth a Branch which Ꝑteth it the said Land and the Old feild which was the Plantation that John Cornelius did formerly liue upon & so to the Land that was Thomas Bushells not Coming over the Branch that Ꝑteth the Old feild & that Cont̄ and Laid out for One hundred & fifty Acres more or less Together with all the Rights & benefitts thereunto belonging and also all Pattents Deeds Wrightings thereunto belonging & all evidences touching or Concerneing the same to haue & to hould the said Ꝑcell of Land & all other the Bargained Primesses unto him the said Henery Cooke his Heires & Assignes for ever and the said Willm Cannady for him selfe his heires Execrs Administratotrs doth hereby Covenant & Grant to & with the said Henery Cooke his Heires & Assignes that he the said William Cannaday his heires Execrs Administratotrs the said Ꝑcell of land & all other the bargad prmisses unto him the s̄d Henery Cooke his heires & Assignes against him selfe & his wife & all mannor of p̄sons whatsoever Claiming by from or under him shall & will for ever hereafter warrant and Defend by these prsents the rents & services hereafter to become Due to the lord Proprietary for the same allwayes Excepted and foreprized & farther that the s̄d William Cannaday & his wife theire heires & Assignes shall & will from time to time and at all times hereafter during the space of Seaven Yeares at the request & at the Proper Cost & Charge In the law of him the said Henery Cooke his heires & Assignes make doe execute & suffer or cause to be made done Executed or Suffered all

Liber JJ [p. 30] and every such further & other Act or Acts thing or things device or Devises Assurance or Assurances whatsoever requisite in the p^{r}misses for the better Assuring & more sure making of the s̄d bargained p^{r}misses unto him the s̄d Henery Cooke his heires And Assignes for ever, be it by Enrolement of these p^{r}sents Fine Feoffment or otherwise or by any other such lawfull wayes or meanes as by him the said Henery Cooke or his or theire Councell learned In the Law shalbe reasonably Devised or required In Wittness whereof the Ꝑtyes to these p^{r}sents haue hereunto Interchangably Sett to theire hands & fixed theire Seales th^{e} Day & yeare first aboue Written

Signed Sealed & Deliuered
In the p^{r}sents of
Curtis Fletcher
Henery Hyde

the marke of
Willi Canade
(Sealed)
Eliz: his wife

December the 14th 1669 The aforegoeing Conveyance was by th^{e} said William Cannade & Eliz: his wife Acknowledged in Open Court

This Indenture made the Sixteenth day of December in the xxxviii yeare of the Dominion of Caecilius absolute Lord & Proprietary of the Province of Maryland and Avalon Lord Barron of Baltimore &c Annoqꝫ Domini One Thousand Six hundred Sixty Nine Betweene George Alderson of Calvert County in the Province of Maryland Tayler on the one Ꝑte and Alexander Draper of Summeset County on th^{e} othere Ꝑty wittnesseth that the said George Alderson for & in Considerac̄on of One Thousand Six hundred pounds of Tobbacco to him in hand paid by the s̄d Allexander Draper the Receipt Whereof the s̄d Georg Allderson doth hereby Acknowledge, and thereof & of every Ꝑt & Ꝑcell thereof doth absolutly and clearly acquitt Exonerate & discharge the said Allexander Draper, his heires Exec^{rs} & Assignes, by these p^{r}sents hath Given Granted Bargained, Aliened, Sold, Enfeoffed & Confirmed and by these p^{r}sents doth Give, grant, bargaine Sell infeoff and Confirme unto him the said Allexander Draper his heires and Assignes for ever, all that Ꝑcell of Land Called S^{ct} Pullcers lying On the East side of Cheseapiake Bay in Transqukein River in the Northwest Branch of the said River on the West side of the Branch begining for the breadth at th^{e} Eastermost Corner tree of a Ꝑcell of Land laid out for James Mulakin, & [p. 31] Ruñing from th^{e} s̄d tree downe th^{e} Branch One hundred Ꝑches south West and by South to a Ꝑcell of Land laid out for Ishmaell wright and into the Woods for length three hundred & twenty perches north west & by west bounded one th^{e} North by a line drawne North East & by North one hundred Ꝑches bounded one the East by a line drawne South East Three hundred and twenty Ꝑches to the first bounded tree on th^{e} South with th^{e} afforesaid Branch Containing & now laid out for two hundred Acres, more or Less Together wth all the Rights & benefitts thereunto belonging as also all Pattents Deeds Writeings &

Liber JJ Evidences touching or Concerning the To haue & to hold all & Singuler th^{e} premisses unto him the s̄d Allexander Draper his heires & Assignes forever to th^{e} only proper use & behoofe of him the said Allexander Draper, his heires for ever, and the said Georg Allderson for himselfe his heires & Assignes Exec^{rs} Administrato^{rs} & assignes, Doth hereby Covenant & Grant to and with th^{e} s̄d Allexander Draper his heires & Assignes, that he th^{e} s̄d George Alderson his heires Exec^{rs} Administrat^{rs} & Assignes the said Ꝑcell of Land and all other th^{e} afforesaid bargained Premisses unto him the s̄d Allexa: Draper his heires & Assignes Against him the said George Allderson and all Mannor of Ꝑsons, shall & will hereafter warrant & defend by these Ꝑ^{r}sents the rents & Services hereafter to become Due to the Lord Proprietary for the same alwayes hereafter Excepted, & foreprized, and further that the said George Allderson his heires & Assignes shall & will from time to time & at all times hereafter at th^{e} request & at th^{e} Proper Cost & Charges In the law of him the said Allexander Draper make doe Acknowledg Execute & Suffer & Cause to be made done Acknowledged Executed & Suffered all & euery such other further Act & Acts thing or things Devise or devises for the beter asureing & more Sure makeing of the s̄d Bargained Premisses unto him the s̄d Allexander Draper his heires or Assignes for ever be it by lawfull wayes or meanes as by him the said Allexander Draper or his or theire Councell in th^{e} law shalbe reassonably Devised Advised In wittnes whereof the said Allderson to these p^{r}sents hath Interchangably set his hand & seale th^{e} day and yeare first aboue Written

Signed Sealled & Deliuered George Allderson
In the Presents of us his Marke
Francis Swynffen (sealed)
John Cracroft

December th^{e} 16th 1669 The afforegoeing Conveyance was by the said George Allderson Acknowledged in Open Court

[p. 32] This Indenture made the Eighth day of July In the yeare of our Lord God One Thousand Six hundred Sixty nine Betweene Jeremiah Harrington of S^{t} Maryes County In S^{t} Michells Hundred & Province of Maryland of the one Ꝑte And Thomas Doxey of the hundred County & Province afore said of the other Ꝑty wittnesseth that th^{e} s̄d Jeremiah Harrington for Divers good Causes & Consideracons him thereunto Especially Moueinge Hath sold Demised granted and to farme Letten: and by these p^{r}sents Doth Sell Remise & grant to th^{e} s̄d Thomas Doxey his heires Exec^{rs} Administrato^{rs} & Assignes for ever All that his tenement or Plantac̄on w^{ch} he lately bought of Markes Phepo Called and Comonly Knowne by the name of Cornelius Swampe: lying upon th^{e} Ridge In th^{e} hundred & County aforesaid begining at a Marked White Oake upon a branch of S^{t} Jeroms

Creeke and runing from the s̄d Oake, Westerne by North for One hundred Ꝑches to a Marked Red Oake standing on the south side of the towne path Bounded on th^{e} west by a line Drawne Southerne by East for One hundred & Sixty Ꝑches to an Other Red Oake standing by the towne path: Bounded one the South by a line drawne Easterne by south for One hundred Ꝑches bounded one th^{e} East by a line drawne from the end of the Eastern by South line to the first bounded White Oake Conteyning & now laid out for One hundred Acres more or less: With Appurtenances and all houses Edifices Buildings Tobbacco houses & all out houses Orchards & Gardings thereunto belonging To haue & to hold unto him the said Thomas Doxey his heires Exec^{rs} Admini^{rs} or Assignes All & Singuler the premisses wth the Appurtenances for ever Yeilding and thereout paying two Shillings yearely for his Lordshipps Rent and all other Dues or dutyes Specyfyed In the Pattent of the said land, according to the time & places therein Specified: And the said Jeremiah Harrington Doth hereby bind himselfe his Heires Exec^{rs} Administrators & Assignes to warrant and defend the premisses with the Appurtenances unto the said Thomas Doxey his heires Exec^{rs} Administrat^{rs} or Assignes from all Just Claimes Whatsoeuer In witnes hereof the abouesaid Ꝑtyes haue to these Indentures Interchangably put there hands and Seales the day & yeare first aboue written Liber JJ

Signed Sealed & Deliuered Jeremiah Harrington
In th^{e} p^{r}sents of us his **H I** Marke (sealed)
Joseph Brough
Bryan Dayley

December th^{e} 16th 1669 The aforegoeing Conveyance was by th^{e} said Jeremiah Harrington & his wife Acknowledged in Open Court.

These presents shall Testifie that I Richard Smoot of Charles County &c Richard Harrison of the same County Doe Promise & Ingaidge to Answere all Debts or whatsoeuer shall come Against Edward Chandler who is now bound for the Kingdome of England &c To this wee the Ꝑtyes aboue named haue sett our hands this 28th of December MDClxix [p. 33]

Richard **R S** Smoote
Richard Harrison

The Provinciall Court of the Right Hon^{ble} Caecilius Absolute Lord and Proprietary of the Province of Maryland holden at the Citty of S^{t} Maries before his Lōpps Justices of the said Court the fourtenth day of December in the xxxviiith yeare of his Lōpps Dominion &c Annoqꝫ Dom̄ One thousand six hundred Sixty nine

Present The Hon^{ble} Philip Calvert Esqꝫ Chancellour
Jerome White, Baker Brooke } Esqꝫ^{s} Justices

Liber JJ Was then read the Comission Sent from the Honble Leiftennt Generall Charles Calvert Esq to the Deputy Leiftennts here beareing date the nine and twentith day of July last past.

William Calvert Esq his Lopps nephew tooke the Oath of a Justice of this Court in pursuance of his Lopps instructions beareing date the eight and twentith day of July last past

John Morecroft Gent One of the Attornyes of this Court Sworne his Lopps Attorny Generall untill the Leiftennt Generall Arrivall

Richard Carvile Gent admitted and Sworne one of the Attornyes of this Court

Thomas Wynn Sworne (Under) Sheriff of the County of St Maries.

The Court adjourned till the morrow nine of the Clock

Att which day his Lopps Justices meet as abovesaid and adjourned the Court untill One of the clock in the afternoone.

Att which said houre his Lopps Justices then mett and Samuel Chew Esq Sworne One of his Lopps Justices of this Court in pursuance of his Lopps Instructions of the eight and twentith of July last past.

William Hopkins of Ann Arrundell County being bound to appeare here at this day to answer the Complaint of the Sheriff of that County the same Sheriff or any other person appeareing to prosecute the said Complaint

Ordered the said William Hopkins be dismist of any further Attendance here.

The Court adjourned till the morrow morning

Att which day being the sixtenth day of December in the xxxviiith yeare of his Lopps Dominion &c was then present

[p. 34] Philip Calvert Esq Chancellour

William Calvert Jerome White Baker Brook	Esqs Justices	Thomas Truman Samuel Chew	Esqs Justices

William Calvert Esq One of his Lopps Deputy Leiftennts Sworne judge in Testamentary buisnesse.

Daniel Jenifer pl agt
Justinian Gerrard deft

Comand was given to the Sheriff of the County of St Maries that he attach Justinian Gerard if he should be found in his Bailiwick

So that he haue his body here at this day to answer unto Daniel Jenifer in a plea that he render unto him Seven hundred Sixty five pounds of tobacco which &c Att which day the Sheriff returnes that the said Justinian Gerrard is not found within his Bayliwick wherefore Com̃and is given to the Sheriff that he attach any the Goods Chattells or Creditts of the said Justinian Gerard to the value of seven hundred sixty five pounds of tobacco and the same in his Custody keepe untill the said Justinian Gerard shall either by himselfe or his Attorny appeare before The justices here the eighth day of February next to answer the suite of the said Daniel Jenifer, at which day the same Sheriff returnes that the said Justinian hath not any Goods or Chattells within his Bayliwick whereby he may be attached therefore Ordered by the same justices here to witt the said eighth day of February in the yeare aforesaid that it be againe Comanded the sheriff that he attach &c. Liber JJ

Mary Smith execu^{trix} W^{m} Smith pl̄ } Jenifer p̄ quer.
ag^{t} James Shacklady

Com̃and was given to the Sheriff of Talbott County that by good and honest men of his Bailiwick he make knowne to the said James that he be and personally appeare here at this day to shew cause (if he haue any) why execution should not issue forth against him for a certaine debt of Six thousand pounds of tobacco which the said Mary at a provinciall Court held here the fifth day of June in the xxxvith yeare of his Lōpps Dominion &c and at this day the Sheriff makes returne That he proclaimed the same before John Pitt and John Darby according to the tenor of the writt, And the same James not appeareing here at this day it is Comanded the Same Sheriff that of the goods Chattells or Creditts of the said James he cause to be made aswell the debt of six thousand pounds of tobacco aforesaid as also One hundred thirty five pounds of tobacco for costs of suite and the same deliver unto Daniel Jenifer or his Order and that he make returne of the execution of that precept to the justices here the eighth day of February next.

Robert Simonds p^{lt} } Knighton [p. 35]
Thomas Hughes def^{t}

It was Comanded the Sheriff of S^{t} Maries County that he attach Thomas Hughes if &c and him Safe Keepe So that he have his body here at this day to answer unto Robert Simonds in a plea of trespas upon the case Att which day the Sheriff returnes That the said Thomas Hughes is not found in his Bailiwick.

And whereas the said Robert by Thomas Knighton his Attorny Saith that the Said Hughes in or about January last became indebted unto the Said Simonds in Six hundred pounds of good Sound merchantable Tobacco in Caske for goods before that time sold by the

Liber JJ Said Simonds vizt To a Castor hatt two hundred pounds to a rapier two hundred pounds to three yards and a halfe of Kersey at One hundred Seventy five pounds, to One paire of worsted Stockins at twenty five pounds which in all comes too the full summe of six hundred pounds of tobacco which the said Hughes did promise to pay unto the said Simonds in October last or upon demand, the def^t not regarding his severall promises to the plaintiff made hath not paid the said six hundred pounds of tobacco nor any part thereof but doth utterly refuse to content and pay the same, to the damage of him the said Robert Simonds of twenty hundred pounds of tobacco and thereupon he bringeth his suite &c.

Upon the plts Affidavit that the defendant Standeth indebted to him the said quantity of six hundred pounds of tobacco Ordered That it be Comanded the sheriff that he attach any the Goods Chattells or Creditts of the defendant to the value aforesaid &c.

December xvii^th MDClxix

Thomas Doxey p^lt ag^t } Knighton
Thomas Hughes def^t }

It was Comanded the Sheriff of S^t Maries County That he attach Thomas Hughes if &c and him Safe Keepe so that he have his body here at this day to answer Thomas Doxey in a plea of debt Att which day the same Sheriff returnes That the said Thomas Hughes is not found in his Bailiwick.

And whereupon the said Thomas Doxey by Thomas Knighton his Attorny saith whereas the said Thomas Hughes the two and twentith day of April Anno One thousand Six hundred Sixty seaven became indebted to the plaintiff in One thousand three hundred and three pounds of good Sound merchantable tobacco in caske as by his bill may appeare it being dated the same day and yeare as is above mentioned payable the tenth day of November then next following, the def^t being afterwards often demanded the payment of the said One thousand three hundred and three pounds of tobacco due upon the bill as aforesaid did faithfully promise to pay the same to the plaintiff But the def^t not regarding his promise and assumption to the plaintiff so made as aforesaid hath not paid nor satisfied nor given Content to the plaintiff but doth utterly refuse to pay the same to the great damage of the said plaintiff whereupon the said plaintiff saith he is dampnified and hath losse to the value of five thousand pounds of tobacco and thereupon he brings his Suite.

The plaintiff not haveing his evidence to prove the debt aforesaid Day given him untill the morrow Att which day Joseph Brough [p. 36] made Oath in Open Court that he saw the said Thomas Hughes signe and deliver the within specified bill as his act and deed wherefore it is Comanded the same Sheriff that he attach any the goods

Liber JJ

Chattells or Creditts of the said Thomas Hughes to the value aforesaid and the same in his Custody to Keepe untill the said Thomas Hughes shall either by himselfe or his Attorny appeare to answer the said Thomas Doxey in the plea aforesaid and that he make returne of the execution of the same precept to his Lōpps Justices here the eighth day of February next.

Ordered that nine hundred pounds of tobacco for which Creditt is given to Alexander Towerson of Kent County by the Leiftenñt Geñll be paid by the Sheriff to M^{r} Notley for the Governours use.

W^{m} Barrett ag^{t} Humphry Warren } And whereas the said William Barrett by John Morecroft his Attorny Came this day to wit the twentith day of December into this Court and prayed execution may be granted to the said William Barrett against him the Said Humphry Warren upon a judgment granted here at a provinciall Court holden here the fourth day of June last past for One hundred twenty and five thousand pounds of tobacco and it is granted unto him And hereupon the said William Barrett chooseth all the goods and Chattells of the aforesaid Humphry Warren (except the Oxen and Geer of his Cart) to be delivered to him and likewise the moyety of all his lands and Tenements in the County of Charles County according to the forme of the Statute thereof made and published untill he hath levyed the debt aforesaid thereof Therefore it is Comanded the Sheriff of Charles County that all the goods and Chattells of the aforesaid Humphry Warren besides his Oxen and Affros of his cart and in like manner the moyety of all his lands and Tenements in his Bailiwick of which he the said Humphry Warren the said fourth day of June last past or at any time after was seized to the aforesaid William Barrett he cause to be delivered by reasonable price and extent to hold to him the Goods and Chattells aforesaid as his owne proper goods and Chattells and the moyety aforesaid as his Freehold to him and his assignes according to the forme of the Statute aforesaid untill the debt aforesaid shall be thereupon fully levyed And in what manner he shall execute the said precept he make appeare before his Lōpps Justices here the eighth day of February next and that he then haue there the same precept at which said eighth day of February the Sheriff returnes the writt aforesaid endorsed the execution of this writt appeareth by a certaine inquisition to this writt annexed by which inquisition it appeareth that the said Humphry was seized in his demesne as of Fee of one parcell of land called Hattons point containeing by estimation two hundred and fifty acres with the appurtenñcs now in the occupation of the said Humphry of the cleare yearly value of foure thousand pounds of tobacco which land together with all edifices orchards gardens & appurtenñcs for the moyety of all the lands & tenements the said Humphry hath in Charles County the aforesaid Sheriff hath caused to be delivered to the said William

Liber JJ Barrett to be held to him and his assignes according to the forme of the Statute in that cause made and provided as his francktenement untill his debt of One hundred and twenty five thousand pounds of tobacco with his damages fully thence he shall have levyed as the writt aforesaid willeth and requireth.

[p. 37] Thomas Sprigg Attorny of Thomas Mountfort ag^{t} William Moffett
Jenifer p̄ quer̄ Morecroft p̄ def^{t}
Upon an appeale from Calvert County Court

Day being given to both parties untill this day to wit the One and twentith day of December The defendant by John Morecroft his Attorny demurreth in Law to the declaration of the plaintiff and saith that he doth acknowledge that he is endebted to M^{r} Edmund Custos and Company and that he oweth not any thing to the said Mountford and Signeth for error that there is variance in the Summes, The plaintiff joyneth in demurrer, judgment for the plaintiff.

Ordered That all appeales from the County Courts to this Court shall Stand for Habeas Corpus's and that the plaintiff declare anew here and the defendant to putt in his answer and the same cause be heard the same Court.

John Tucker pt̄ Joseph Horsley def^{t}
Jenifer Morecroft
Upon Appeale from Calvert County Court

Day given to both parties untill this day to wit the One and twentith day of December The said Joseph Horsley by John Morecroft his Attorny cometh and defendeth the force and injury when &c and saith that he is not guilty of the breach of the said Act for deteineing the said Boy as by the said declaration is supposed and of this he putts himselfe upon the Country and the said John Tucker likewise therefore it is cōmanded the sheriff that he cause to come here twelve &c by whom &c and which neither &c to recognize &c because aswell &c who returne upon their Oathes they find for the plaintiff John Tucker, and afterwards to witt the xith of February in the xxxviiith yeare of the Dominion of Caecilius &c it was Comanded the sheriff of Calvert County that he take the said Joseph if &c so that he have his body before his Lōpps justices here the xiith of April next to satisfie the said John Tucker the sum̄e of Seaven thousand five hundred pounds of tobacco for his costs & damages sustained by the trespas aforesaid & also three hundred forty eight pounds of tob̄ more for judiciall Charges &c.

Timothy Goodridge adm^{r} Geo: Richardson ag^{t} Michael Catterton
Morecroft. Jenifer.

Day given both parties untill this day to wit the One and twentith day of December at which day the def^{t} prayes a non suite against the plaintiff which was granted unto him Costs allowed the def^{t} nine hundred pounds of tobacco. Liber JJ

John Wilson ag^{t} Abraham Hughes } Morecroft in a plea of trespas upon the case.

Came the said John Wilson in his proper person to wit the One and twentith day of December and saith that he will not prosecute the plaint aforesaid against the said Abraham Hughes.

Edward Burton adm^{r} Rebecca Burton adm^{rx} of Edmund Burton & assignee of Henry Hudson ag^{t} Edward Leake } Morecroft Carvile Debt.

The plaintiff prayes Speciall Bayle, Andrew Skinner and William Illinsworth present themselves and excepted off, the def^{t} prayes lycence to imparle untill the next Provinciall Court and it is granted him.

James Thompson ag^{t} William Marloe } [p. 38]

Upon an Appeale from S^{t} Maries County Court, Day given both parties untill the next provinciall Court at which day to witt the ninth day of February in the xxxviiith yeare of the Dominion of Caecilius &c it is the judgment of the justices here that the said James Thompson recover of the said William Marloe the sume of three hundred forty eight pounds of tobacco with costs of suite. The costs of suite allowed by William Talbot Esq secretary in the said suite Expended is nine hundred ninety six pounds of Tobacco, Feb: 6th 1670.

Marke Cordea ag^{t} John powick } It was Comanded the sheriff of Calvert County that he attach any the goods Chattells or Creditts of John powick to the value of sixteen hundred pounds of tobacco and the same in his custody keepe untill the said John Powick shall either by himselfe or his Attorny appeare to answer the suite of Marke Cordea and that he make returne of his proceedings therein to the justices here to wit the One and twentith day of December And the same sheriff returnes that he hath attached the said quantity in the hands of Thomas How, wherefore it is Comanded the same Sheriff that of the goods Chattells or Creditts of the said John powick he cause to be made aswell twelve hundred pounds of tobacco being a debt due to the said Marke as also foure hundred thirty five pounds of tobacco more for costs expended in and about the same suite and that he deliver the same to the said Marke Cordea or to his assignes and that he make returne of his proceedings therein to his Lōpps Justices here the eighth day of February next.

Liber JJ John Balley agt Raymond Stapelfort } Upon a petition of the said Balley June the fourth last past day was then given the said Raymond untill this day to wit the One and twentith day of December that he make appeare before his Lōpps Justices here what the petitioner stands justly indebted to him that such Order might be taken therein as to the same justices should seeme meet. At which day the said Raymond not appeareing as aforesaid Ordered that An Audita Querela be granted the said John Balley.

[p. 39] Comand was given to the sheriff of Calvert County that he levy by way of execution on any the goods Chattells and debts belonging to Raymond Stapelfort within his Bailiwick aswell to the value of six thousand pounds of tobacco and caske being a debt recovered against the said Raymond before his Lōpps Justices here to wit the fourth day of April one thousand six hundred sixty six as also the value of three hundred forty five pounds of tobacco for charges allowed in the said suite and the same so levyed to deliver into the hands of John Balley or his assignes and that he make returne of the same precept to the justices here the ninetenth day of October then next following which said Court was prorogued untill this day to wit the One and twentith day of December Att wch day the same Sheriff maketh returne that the execution of the same writt appeareth in a certaine Schedule to the same writt annexed, the tenor whereof followeth vizt

An Inquisition indented taken before me Christopher Rousby Sheriff of Calvert County the fifth day of July Anno One thousand six hundred sixty nine by the Oathes of Henry Hooper senior Wm Chaplin Enoch Combes Joseph Finch Cornelius Watkinson Wm Stanley John Swaine Henry Johnson John Hambleton Richard Moore John Waterby and Thomas Bradford who say upon their Oathes that Raymond Stapelfort in the writt named hath the property of One moyety in partnershipp with John Balley in the writt Specified of all the goods and Chattells hereafter mentioned that is to say One blackish browne Cow and two coale black Cowes with their three calves of the value of fifteen hundred pounds of tobacco One pied Cow and One black Cow with white spotts of the value of eight hundred pounds of tobacco three red Steares One black and One pied Steere of the value of fifteene hundred pounds of tobacco One redd Bull of the value of three hundred pounds of tobacco foure black and redd yearlings of the value of foure hundred pounds of tobacco All which said Cattle are marked with a hole in their right eares and cropped On the left and One Sorrell mare and One Sorrell Colt of the value of eighteene hundred pounds of tobacco and One young light-bay horse of the value of One thousand pounds of tobacco the said severall Summes amounting in the whole too Seaven thousand three hundred pounds of tobacco, The One moyety whereof which is the full value of that part of the aforesaid goods and Chattells Liber JJ which properly belongeth to Raymond Stapelfort aforesaid being three thousand six hundred and fifty pounds of tobacco, And the aforesaid Jurors further say that they doe not find any more or other goods or Chattells or debts of or belonging to the said Raymond Stapelfort in this County In wittnesse whereof the said Henry Hooper for himselfe and the rest of the jurors before mentioned hath hereunto sett his hand and seale the day and yeare first above written

his Marke
Henry HI Hooper (seale)

Sealed and delivered in
the presence of us
Francis Swinfen
Ralph Wells

And I the said Christopher Rousby Sheriff doe further Certifie that the within mentioned goods and Chattells presented by the said inquest to belong properly to the said Raymond Stapelfort in the writt mentioned and to be of the value of three thousand six hundred and fifty pounds of tobacco I have according to the tenor of the said writt levyed by way of execution and the same have delivered and every part thereof into the hands of the said John Balley in the writt named He the said John Balley paying for Fees for exe- [p. 40] cuteing the said writt and sum̄oning of Jurors and wittnesses the quantity of five hundred and fifty pounds of tobacco out of the said sum̄e or quantity of three thousand six hundred and fifty pounds of tobacco presented as aforesaid to be the value of the within mentioned goods and Chattells So that there remaines upon the said writt of execution not yet satisfied to the said John Balley the sum̄e of three thousand two hundred forty and five pounds of tobacco And I doe further Certifie that I doe not find any more or other goods Chattells or debts of him the said Raymond Stapelfort within my Bailiwick

Chr: Rousby Sheriff.

It being admitted by the Court here that the returne is good and sufficient it is therefore Ordered that execution be granted the said Joh̄n Balley for the remainder of the debt aforesaid with costs of suite.

Thomas pearce } Com̄and was given the Sheriff of S^{t} Maries
ag^{t} Thomas More } County that he take Thomas More and him safe keepe if &c so that he have his body before his Lōpps justices here to wit at s^{t} Maries the One and twentith day of December to answer Thomas pearce in a plea of debt Att which day the same Sheriff returnes that the said Thomas More is not found in his Bayliwick wherefore it is Com̄anded the same Sheriff that he attach any the goods chattells or Creditts of the said Thomas More to the value of two thousand nine hundred sixty and one pounds of tobacco and the

Liber JJ same in his custody to keepe untill the said Thomas More shall either by himselfe or his Attorny appeare to answer the suite of the said Thomas pearce and that he make returne of the execution of the same precept to the justices here the eighth day of February next

Ordered by the justices here to witt the One and twentith day of December in the xxxviii^th^ yeare of the Dominion of Caecilius &c That Garret Vansweringen the Administrator of the goods and Chattells of William Thellwell satisfie and pay unto Thomas Paine for buriall and funerall expences of the said William the quantity of foure hundred pounds of tobacco.

[p. 41] To the Hon^ble^ the Deputy Governours and the rest of his Lōpps Hon^ble^ Council.

The humble Petition of Christopher Rousby Sheweth

That the Governour and Council at the last Generall Assembly did agree and order that your Petitioner should be allowed two thousand pounds of tobacco out of the levyes of Calvert County this yeare for forty yards of tradeing Cloth to be then delivered to M^r^ Henry Coursey for the Indians on the easterne Shoare.

That the said Cloath was accordingly delivered as by M^r^ Courseys receipt may appeare, But by a mistake in laying the Levy the said tobacco is charged in Charles County and made payable to the Governour by which meanes your petitioner is in danger of looseing his said satisfaction

And therefore humbly prayes that M^r^ Notley the Goūnours publique receiver to whom the said tobacco is or wilbe paid may by your Hon^rs^ be Ordered to give Creditt to your petitioner this yeare upon the Governours accompt for two thousand pounds of tobacco for the cloth aforesaid, And &c.

December xviii^th^ MDClxix

Was then Ordered that M^r^ Notley discount with the Petitioner two thousand pounds of tobacco according to the prayer abovesaid.

To the Hon^ble^ Chancellour and Collonell William Calvert with the Rest of his Lōpps justices in the provinciall Court sitting

The Humble Petition of Thomas Ingram Sheweth

That Whereas the estate of Francis Armstrong late of Talbott County deceased is endebted to your Petitioner six thousand five hundred pounds of tobacco and being not within the cognizance of the County Court that your petitioner could not there sue for the same and being visitted with long sicknesse and lamenesse that he could not travell nor write in Order to a prosecution in the Provinciall Court whereby y^r^ petitioner is like to be much dampnified and defrauded of his just debt by imbecilling and Squandring away the estate of the said Armstrong Notwithstanding his Obligation is under his hand and seale past to your Petitioner for the said debt being one of the highest nature yet refused to be satisfied by John Pitt who married the relict of the said Armstrong Liber JJ

Wherefore your petitioner Humbly prayes your Hon^rs to grant him an Order for his said debt against the said Pitt which will otherwise prove too late for recovering the same to his great damage and detriment And y^r petitioner shall ever pray &c.

Upon reading the abovesaid Petition to witt the xxi^th day of December in the xxxviii^th yeare of the Dominion of Caecilius &c Annoq MDClxix came the said John Pitt in his proper person and saith nothing why judgment for the debt aforesaid should not be granted against him.

Therefore it is considered by the justices here that the said Thomas Ingram recover against the said John Pitt the said quantity of six thousand five hundred pounds of tobacco and the said John Pitt stand undefended

Know all men by these presents That we Thomas Yate Richard Yate Joseph Fincher Henry Daniell and John Smith, all of the Citty of Bristoll owners of the good Ship called the Submission of Bristoll of the Burthen of Seaventy Tonns or thereabouts now lyeing within the Port of Bristoll, have, and Every and Either of us hath made assigned ordained authorized apointed and Deputed, and in our places and steeds by these presents have put, and constituted our loving frend Robert Nicklas of the Citty of Bristoll Marriner, our true and lawfull Attorney for us & in our names and steeds, and to and for our only proper use and behoofe, To aske demand Leavy sue for Recover and receive of and from William Parrat of Tredaven Streete in Talbot County in the Province of Maryland, wheresoever he can or may be had or found, or of his heires Executours or Administrators, all such goods & Marchandizes as were left in the hands and Custody of the said William Parrot by the said John smith to sell and dispose of for him the said John smith and our accompts, As by a noate or Receipt under the hand and seale of the said William Parrat, bearing date the xxvii^th day of February last paste 1668 may more at large appeare, Giving and by these presents graunting unto our said Attorney our full power, good right and lawfull Authority in the p^rmises the said William Parrat his heires Executours or Administrators, or his or their goods or Chattells to sue arrest attach declare impleade Condemne and imprison, and out of prison againe to deliver or cause to be delivered, and to give acquittances or other discharges in our names to make seale & deliver as our acts and deeds Attorney also or Attorneys one or more under him to make and substitute, and the same againe at pleasure to Revoake, And gen- [p. 42]

Liber JJ erally to doe Execute performe fullfill and finish all and whatsoever else shalbe needfull and necessary to be done in or about the premises Ratefyeing Confirming and allowing all and whatsoever our said Attorney shall doe cause or procure to be done in the premises by vertu of these presents, To be as good and Effectuall in the Law as if we or any or Either of us had done the same in our owne p̄sons, In witnes whereof we have hereunto set our hands and seales Dated the third day of July, Anno Regni Carroli secundi nunc Angł &c vicessimo primo Annoqȝ Domini 1669.

Sealed and Delivered   Tho: Yate (Sealed)
in the presence of   Richard Yate (Sealed)
Anthony Murrey   Joseph Fincher (Sealed)
Robert Dowdinge   Henry Daniell (Sealed)
Thomas Hartwell Not^{us} Publ^{us} John Smith (Sealed)

March 5th 1669.

Let it be remembred that the day and yeare abovesaid came James Ricards of s^{t} Maryes County before Phillip Calvert and William Calvert Esqȝs two of the Justices of the Provinciall Court, of the Province of Maryland, and did freely of his owne accord acknowledge this agreement hereafter mentioned to be made betwixt him the said James Rickards, and John Morecroft of the same County gentleman.

That it is agreed by and betweene them, that whereas the said James Rickards hath to serve to Thomas Dent gentł two yeares and Tenne moneths and the said John Morecroft hath Exchanged with the said Thomas Dent one man servant named Henry Hickson haveing five yeares to serve, That in case the said John Morecroft doe and shall make a firme and absolute cure of the leg of the said James Rickards then the said James is to serve the said John Morecroft for the full Terme that the said Henry was to serve, and if the said [p. 43] John Morecroft doe not make a firme and absolute cure thereof then the said James is to serve him the Terme only of two yeares and Tenne Moneths, and at the End of the said Terme to have the Custome of the Country, In witnes whereof both partyes have hereunto subscribed their names before the Justices abovenamed the day and yeare abovewritten.   James Rickards

This agreement was acknowledged   John Morecroft
the day & yeare abovesaid before us
Phillip Calvert
William Calvert

Know all men by these Presents that I William Parrot of Tredaven Creeke in Talbot County in the Province of Maryland doe acknowledge myself to have received of John Smith and Company of Bristoll, one bond of John Clemans for Eight Thowsand three hundred and forty nine pounds of Tobacco in caske and one bill of

James Munife for six hundred pounds of Tobacco and caske, and one bill of John Edmondsons for six hundred twenty and two pounds of Tobacco and Caske, and I the said William Parrot doe acknowledge myself to have received of the said John smith and Company twelve Caster hatts, and halfe a peice of carpeting Seaven quarters broad, and twelve yards long, and one Chest of soape grasse three hundred forty and foure subtill pounds neate Two hundred sixty three pounds, thirty foure narrow hoes, and twenty Seaven broade hoes, and one hogshead of sugar conteining nine hundred and twenty pounds neate, which goods I the said William Parrot doe promise to use my utmost Endeavour to dispose of, and to best advantage for the said Employers, and also to receive the retornes of the said goods, and fore-mentioned bills, and ship it according to order, Witnes my hand and Seale the Seaven and twentieth day of February in the yeare of our Lord God One Thowsand six hundred Sixty Eight. Liber JJ

Witnessed William Parrot (Sealed)

William Faulkner
Nicholas Webb

Know all men by these presents that I David Driver of s^t^ Maryes County being now bound for England, doe therefore ordaine constitute and appointe, M^r^ Edward Clarke of the same County Planter, my true and lawfull Attorney, for me and in my name to act for me, and manage all busines whatsoever that does any way Concerne me, within this Province, and further to sue for all debts, dues Rights or any other claime or claimes whatsoever unto me due or owinge in this Province according to his best descretion, and so farre forth as the Lawes of this Province will permit, hereby giving and graunting, unto my said Attorney full power and ample authority to manage all whatsoever conteined in the premises, hereby ratefyeing and allowing for firme stable and irrecoverable, whatsoever my said Attorney shall doe or cause to be done in the premises to be as Effectuall to all Intents and purposes as if I myself were personally present at the doing thereof, Witnes my hand and seale the nineteenth day of February One Thowsand six hundred sixty and Nine

Signed Sealed and delivered David Driver (Sealed)
in the presence of us
Rob̄t slye

[p. 44] Know all men by these presents that I Elizabeth Davis widdow and Relict of Hopkin Davis late of the County of Talbot sawyer deceased am holden and firmly bound unto Anthony Male of the same County gentl̄ and John Edmondson of the same County Marchant, in the full and Just sum̄e of Forty Thowsand pounds of Tobacco and Caske, to be paid to the said Anthony Male and John Edmondson, their Executours Administrators or Assignes, or any or either of them

Liber JJ upon demand, To which payment well and truly to be made to the said Anthony Male and John Edmondson, their or Either of their heires Executours Administrators or Assignes, or any or either of them I the said Elizabeth Davis doe hereby oblidge and binde myself my heires Executours And Administrators well and firmly by these presents Sealed with my Seale Dated the Eleaventh day of February in the yeare of our Lord 1669.

Whereas the abovenamed Anthony and John are become bounden with the above bounden Elizabeth to the Right hono^{ble} the Lord Proprietary in the sum̃e of Twenty Thowsand pounds of Tobacco in a certeine bond bearing date with these presents, for her the said Elizabeths true administring upon the Estate of Hopkin Davis deceased, and Returning a true & perfect Inventory by the Eleaventh day of August next, and Several other thinges theirein mentioned by her to be performed and done, Now the Condicion of this obligation is such that if the above bounden Elizabeth Davis, shall well and truely save defend and keepe harmeles the abovenamed Anthony Male and John Edmondson, their Executours Administrators and Assignes from all manner of Trouble Damages mollestations or any Inconveniences, that may any way happen to the said Anthony Male and John Edmondson their heires Executours or Administrators, by reason of the said Bond that then this obligation to be void and of none Effect otherwayes to stand remaine and be in full force and vertu:

The marke of
Elizabeth Davis (Sealed)

Signed Sealed and Delivered
in the presence of us
Henry Warren
Rob: Ridgely

Know all men by these presents that I Thomas Paget of Calvert County in the Province of Maryland Planter for diverse considerations me thereunto moveing, have made and by these presents doe make ordaine constitute & apointe my trusty and wellbeloved frend John Roades of Boston in New england shopkeeper to be my true and lawfull Attorney, for me and in my name to aske demand sue for recover and receive from Edward Wood of Boston aforesaid Marriner all debts dues bonds bills accompts, or other demands whatsoever, either by bill of lading or otherwayes as can be made appeare that the aforesaid Edward Wood hath transported out of the Province aforesaid belonging to the said Thomas Paget, shipped on Board the good Barke the Retorne of Boston aforesaid in the yeare of our Lord God One Thowsand Six hundred Sixty and Eight, and I doe also authorize and Empower my aforesaid Attorney in case of default, according as abovesaid, to sue arrest Pleade and Impleade, and to imprison, and againe to release the said Edward And likewise to create or make one Attorney or more under him the said John, and them againe to Revoake as he the said John shall finde convenient and whatsoever my said Attorney shall doe herein, I doe hereby ratefy and allow to be in as full power in the Law as if I my self were in presence In witnes whereof I have hereunto set my hand this third day of February 1669 & in the xxxviiith yeare of the Dominion of Caecilius &c Thomas Paget

Signed & Delivered in the
presence of us Tho: Carleton
Wm Moffett

[p. 45] Know all men by these presents that I Patrick English of St Maryes County in the Province of Maryland have made nominated constituted and apointed my very good frend James Bowlin of the same County and Province my true and lawfull Attorney, to doe for me in paying what debts shall appeare legally to be due from me to any p̄sons whatever, or may appeare Justly due to me from any persons whatsoever in any parte of this Province what shall seeme Expedient, giving and graunting to my said Attorney my whole power and authority, ratefyeing and confirming by these presents, what my said Attorney shall happen to doe, or cause to be done in the premises, to be vallid and Substantiall as witnes my hand and Seale this 28th day of January 1670. Patrick English (Sealed)

Signed Sealed and Delivered
in the presence of us
Thomas Thorowgood
Robert Pearce

Know all men by these presents that I George Phenix of st Georges Hundred in the County of st Maryes and Province of Maryland Taylour, doe by these presents make constitute and in my place and stead put and Appointe Henry Exon of the County and Province aforesaid Blacksmith my true and lawfull Attorney for me and in my name, and to my use to aske demand leavy Recover and receive all and singuler such sum̄e and sum̄es of money debts goods and Effects and things whatsoever as now are or hereafter shalbe due unto me from any p̄son or p̄sons whatsoever in Maryland aforesaid, be it by bill or Booke, obligation spetialty accompt covenant contract or otherwise, by any wayes or meanes whatsoever, nothing Excepted or reserved, with all Costs damages and Interests, also to compound and agree, and to account with and take accompts of any p̄son or p̄sons whatsoever in Maryland aforesaid, of the recoveryes & receipts compositions and agreements acquittances and other sufficient discharges in my name to make subscribe seale and deliver, and if need be for the premises to appeare and my person to represent in all Courts before all Lords Judges and Justices to sue pursue impleade Seize

Liber JJ sequester attach arrest imprison and condemne, and out of prison againe when need shalbe to deliver, hereby ratefyeing, and confirming all and Every thing and things concerning the p^{r}mises and to doe say transact and accomplish all and whatsoever myself might or could doe personally, although the matter required more speciall authority then herein is comprized and whatsoever my said Attorney shall doe or cause to be done in and about the Execution of the same I promise to allow and hold good firme and of vallue forever, In witnes whereof I have hereunto set my hand and seale this 22th day of March 1669.

Sealed signed & Delivered George Ɨ Phenix (sealed)
in the presence of his marke
Robert Ridgely
Rd: Rayner

I Henry Exon above named doe accept of the abovesaid Trust of the abovenamed George Phenix, and doe Engage to act and p̄forme the same to the intents and purposes theirein mentioned according to act of Assembly, Witnes my hand this 22th day of March Anno 1669

Witnes Rd Rayner Henry Exon
Robert Ridgely

Know all men by these presents that I George Beckwith of Calvert County in the Province of Maryland gent̄ have constituted ordained and in my place and stead put my trusty and welbeloved frend George Robotham of the County abovesaid my true and lawfull Attorney for me and in my name and to my use to aske sue for Leavy require recover and receive all and Every such debts bills or accompts which are due unto me by any manner of wayes or meanes whatsoever giving and graunting to my said Attorney my whole power strength and authority in and about the premises, acquittances or other discharges for me and in my name to make seale and deliver all and every such act and acts thing and thinges device and devices whatsoever in the Law for me & in my name to doe execute and performe, as fully largely and amply in Every respect to all intents and purposes as I myself might or could doe if personally present, ratefying allowing and hold firme and stable all whatsoever my said Attorney shall lawfully doe or cause to be done in and about the Execution of the premises by vertu of these presents, in witnes whereof I have hereunto put my hand and seale this 11th of March 1669/70

Signed sealed and Delivered George Beckwith (Sealed)
in the presence of
Henry Beckwith

[p. 46] To all Christian People to whome these presents shall come Greeting Know yee that wee Seth Foster and Elizabeth Foster wife to the said Seth of Choptanke Island in the Province of Maryland Planter have Jointly and severally for the valluable consideration of the full and Just sum̃e of Three hundred pounds sterling of Currant money of England already firmly by bond secured have bargained sould and made over and doe by these presents bargaine sell and make over from us our heires Executours Administrators or assignes for Ever, or from any manner of person or persons from or under us our heires Executours Administrators or Assignes, all and all manner of Right Title and Interest in a parcell of Land, called by the name of Poplars Island Lyeing and being an Island of it self, and bounding upon the Island of Kent in the County of Talbot in the Province of Maryland aforesaid with all and all manner of Priviledges thereunto belonging unto Alexander Dyniosa of Bonnell in the Province of Gelderland to his heires Executours Administrators or Assignes forever, To have and to hold the said Land, without the Lett hinderance or mollestation of us the said Seth and Elizabeth Foster or any manner of person or persons From or under us, the said Land with all the Priviledges thereunto belonging quietly and peceably to be delivered to the abovesaid Alexander Dyniosa within fowerteene dayes after the sealing and delivery hereof, as witnes our hands and seales this present fourth day of March One Thowsand six hundred sixty and nine And in the one and twentieth yeare of the Reigne of our soveraigne Lord King Charles the second over England &c and the thirty eighth yeare of the Dominion of Caecilius over this Province of Maryland Liber JJ

The marke of
Seth ς Foster (Sealed)
Elizabeth Foster (sealed)

Sealed signed and Delivered
in the presence of
John smith
George Hulton
Richard Royston

This deed acknowledged in open Court the 15th day of March 1669 and Entred upon Record by me William Hemsley Clerke

February the 14th 1669

Ann Oakeley daughter of Thomas Oakeley of St Maries County desires her marke of Cattle to be recorded which is as followeth vizt Cropt and underkeeld in the right eare and Overkeeld on the left eare.

Daniell Jenifer and Mary his wife
Executrix of William smith agt . . .
John Beale . . . . [p. 47]

Comand was given to the sheriff of St Maryes County that he take John Beale otherwayes called John Beale of St Maryes planter in a plea that he answere unto Daniell Jenifer and Mary his wife Executrix of the last will and Testament of William smith of the same County deceased, that he render unto them two thowsand pounds of Tobacco and caske, which he oweth and unjustly deteineth &c.

And whereupon the said Daniell and Mary say that whereas the said John the fowerteenth day of February in the xxxvth yeare of the

Liber JJ Dominion of Caecilius &c Annoqꝫ Domini MDCLXvi by his certeine bill obligatory bearing date the day and yeare abovesaid, sealed with the seale of him the said John, and here in Court brought, did owe and was indebted to the said William in his life time the full quantity of Two thowsand pounds of good sound Marchantable Tobacco and caske to be paid unto the said William or to his certeine Attorney his Executours Administrators or Assignes, on or upon the tenth day of October which was to be in the yeare of our Lord One Thowsand six hundred sixty and Eight at the plantation of the said John, scituate in Herring creeke in the aforesaid County of S^t^ Maryes To the which payment well and truly to be made the said John Did binde himself his heires Executours and Administrators firmly by the said Bill Notwithstanding the said John, the said sum̄e of Two thowsand pounds of Tobacco and caske, according to the Tenor and Effect of the said Bill to him the said William in his life time, nor to her the said Mary after the death of the said William while she was sole, nor to the said Daniell and Mary, after the marriage betweene them Celebrated hath not paid but doth altogether refuse to pay the same though thereunto by the said William in his life time and by the said Mary while she was sole & by the said Daniell and Mary after the marriage betweene them Celebrated he hath beene required, to the great Damage of them the said Daniell and Mary, and to the retardation of the Execution of the said Testament whereupon they say they are damnified, and have lost to the vallue of three thowsand pounds of Tobacco, and thereupon they bring their suite and they bring here into Court aswell the bill aforesaid, which witnesseth the debt aforesaid in forme aforesaid, whose date is the day and yeare aforesaid, as also the Letters Testamentary, whereby it may more plainly appeare that the said Mary is Executrix of the said last will and Testament of the said William, and thereof hath the administration.

And the said John by Robert Carvill his Attorney cometh and defendeth the force and Injury when &c, and as to the two thowsand pounds of Tobacco in caske in the declaration mentioned the said Robert saith he is not informed by the said John his client of any answere thereunto to give, therefore the said Daniell & Mary doe remaine against him the said John, as to the said sum̄e of Two thowsand pounds of Tobacco and caske, undefended.

Whereas I am impleaded in the Provinciall Court at the suite of Daniell Jenifer and Mary his wife Executrix of the last will and [p. 48] Testament of William smith deceased in a plea that I render them Two thowsand pounds of Tobacco and caske, These are therefore to desire and Empower you Robert Carvill gentł, to appeare for me in that ac̄con, as my Attorney and confesse Judgement for the same unto the said Daniell and Mary his wife for the said sum̄e of Two thowsand pounds of Tobacco and caske, and for so doeing this shalbe your warrt witnesse my hand and seale this sixteenth day of December in the xxxviiith yeare of the Dominion of Caecilius &c Annoqȝ Domini MDCLxix. Liber JJ

The marke of
John Beale (sealed)

To Robert Carvill gentl̄ one of the
Attorneys of the Provinciall Court
Witnes John Blomfeild
Thomas Wynne

Wee underwritten Comissioners for Somerset County doe appointe and authorise mr William Stephens or his order to receive for the use of the County aforesaid the Sixteene Thowsand pounds of Tobacco, order'd by the Assembly to be paid to the Comissioners of the County aforesaid for the use aforesaid of that sheriff or sheriffs of any County or Countyes whatsoever within this Province that is order'd to pay the said Sixteene Thowsand pounds of Tobacco or any part thereof out of this yeares publique Tax Hereby giving him the said William steevens or his assignes, upon Receipt thereof full power and Authority to give discharge for the same Given under our hands this 29th of November 1669.

Stephen Horsi
George Johnson
William Thorne
John Winder
James Jones

June the 4th 1670

Came Robert Large of St Maries County and desired his marke of Cattle to be recorded which is as followeth vizt the left eare cropt and underkeel'd and a hole in the middle, and a hole in the right eare.

Whereas Caecilius Lord and Proprietary of the Province of Maryland Lord Baron of Baltamore &c By vertu of a Comission under [p. 49] his Lordshipps hand and greater Seale at armes bearing date the ninth day of September in the xxxith yeare of his Lordshipps Dominion over the said Province hath constituted and apointed me Jerome White to be his Lordshipps Surveyour generall of all and singuler his Lopps Castles, Lordshipps Mannors, Forrests, Chases, Parkes, Messuages, lands, Tenements, woods Rents Revennues Possessions and Heriditaments whatsoever within the said Province of Maryland, and also hath graunted to me the said White all vayles Fees Reguards advantages Proffits and allowances whatsoever to the said office belonging, To have and to hold Exercise and Enjoy the aforesaid office by myself my sufficient Deputy or Deputyes, and whereas I the said Jerome White being constrained by urgent ocasions to leave the Province this present yeare, intending (god willing) for England, and considering the great Necessity in my absence of leaving a Deputy Generall within the said Province, to the End that if any agreiv-

Liber JJ ance should happen to any of the good People of the said Province through either the wilfullnes or negligence of any of my Deputye Surveyours that they may have redresse, and having considered of the Abillity and Integrity of Capt Thomas stocket, Therefore these are to let all men Know that I the abovesaid Jerome White have constituted and appointed and doe by these presents constitute and appointe, the said Capt Thomas stocket to be my Generall Deputy Surveyour within the said Province of Maryland and to have as full power as I myself had or might have had by vertu of my abovesaid Comission, Either to survey lands or upon any Just cause of Complaint to recall any comission from me graunted to any Deputy Surveyour within the abovesaid Province, and to graunt new Comissions in Leiw of them to any other person or persons as he the said Capt stocket shall thinke fit, and to call the said Deputyes to an accompt as they are oblidged by their Comission one Every yeare at least, Given under my hand and seale this sixteenth day of Aprill in the xxxviiith yeare of the Dominion of Caecilius &c Annoque Domini 1670. Jerome White Survr Genrll (sealed)

Know all men by these presents that I Jerome White of the County of st Maryes in the Province of Maryland Esquire, for Diverse good causes and considerations me hereunto moveing, and more Especially for that I am now bound out of this Province for the Kingdome of England (with gods permission) have made constituted and appointed, and by these presents doe make constitute and appointe, and in my place and stead put my welbeloved frend Thomas stocket of the County of Anarundell in the said Province of Maryland gentleman to be my true and lawfull Attorney for me & in my name, and to my only proper use and behoofe to aske sue for leavy require Recover and receive, of all and Every person or persons whatsoever, all and Every such debts Rents dues and sumes of money, or other goods Comodityes or Rights, that are to me any wayes due or apperteyning, or which at any day or dayes time or times, hereafter shalbe due oweing belonging or apperteyning unto me by any wayes or meanes whatsoever, Giveing and hereby graunting unto my said Attorney my full power Strength and authority in and about the premises, and to doe [p. 50] and act in the same and Every parte thereof in as Full and Ample manner as if I my self were personally present and if occasion be for the Recovering of any the premises for me and in my name to appeare, and my person to represent before all Lords Judges or other officers and upon Refusall of any person or persons to comply with him according to Law and Justice, as he is my Attorney them to Impleade condemne and imprison, and out of prison againe to Release, and discharge or discharges to give as to him shall seeme meete and Expedient, And if necessity shall require One Attorney or more under him to constitute and appointe and the same againe to Revoake at his pleasure, and further to doe performe and act in all and Every Liber JJ the premises and Every thing or things that shall or may happen or fall out with as large & full power strength and authority as if I my self were personally present to doe and performe the same, Hereby Ratefyeing confirming and allowing all that the said Thomas stocket my Attorney shall act or doe in and about the premises or any of them In witnes whereof I have hereunto set my hand and seale this sixteenth day of Aprill in the xxxviiith yeare of the Dominion of Caecilius &c Annoque Domini MDCLxx Jerome White (sealed)

Signed sealed and Delivered
in the presence of us
Will: Bishop
Disboro Bennet
Robert Ridgely

Know all men by these presents That I John England now resident in Maryland doe hereby constitute authorize and appoint Thomas Jones of the Citty of Bristoll Gent now resident in St Maries County in Maryland my true and lawfull Attorny for me and in my name and to my use to aske demand recover and receive of any manner of person or persons whatsoever all and euery such debt and debts summe and summes of monyes Goods wares and Com̃odities whatsoever which are due payable or oweing to me as Attorny for Other persons or to my Owne proper interest either by Goods wares or com̃odities or by virtue of any bond bill booke accompt specialty or in any other way or Kind whatsoever, Giveing and by these presents granting unto my said Attorny or his assignes my full and whole power and lawfull Authority to use all such lawfull wayes and meanes in and about the recovery and receipt of the premisses as to my said Attorny or his assignes shall seeme meet and convenient and upon receipt thereof or any part thereof to acquitt and discharge the same And One or more Attornyes under him to constitute and appoint and at his Owne pleasure againe to revoake and to Compound and agree acquitt and discharge and Generally to doe every act and thing lawfull to be done touching the premisses as fully and effectually to all intents and purposes as I my selfe might or could doe if personally present All which and whatsoever else my said Attorny or his assignes shall doe or cause to be done in or about the premisses I shall and will ratifie and confirme by these presents In wittnesse whereof I have [p. 51] hereunto sett my hand and seale this eleventh day of June One thousand six hundred sixty nine I say 1669. John England (sealed)

Signed sealed and delivered
in the prsence of
Nich: Young
Jno Morecroft
Edward Packer

Liber JJ February the ixth MDClxix By the Oath of John Morecroft One of the wittnesses to the abovesaid Letter of Attorny the same in Open Court the day and yeare abovesaid was proved.

Jn° Blomfeild, Cł Cur.

Maryland ss These may certefy whom it may concerne that on the twelveth day of this instant January in the 39th yeare of the Dominion of Caecilius absolute Lord and Proprietary of the Provinces of Maryland and Avalon Lord Baron of Baltamore &c over this Province of Maryland Annoque Domini 1670 in the pʳsence of us whose hands and seales are hereunto subscribed William Ford of Bristoll in the Kingdome of England did take sarah Preston daughter of Richard Preston of the County of Calvert in the said Province of Maryland deceased to wife, and the said sarah did also acknowledge the said William to be her lawfull husband, and did desire us underwritten to certefy the same under our hands and seales which accordingly wee have done the twelveth day of January in the yeare abovesaid

Peter sharpe (sealed)
William Berry sealed
James Preston (sealed)
Thomas Preston sealed

Maryland ss These may certefy whom it may concerne that on the ninth day of this instant February in the 39th yeare of the Dominion of Caecilius absolute Lord and Proprietary of the Provinces of Maryland and Avalon Lord Baron of Baltamore &c over this Province of Maryland, Annoque Domini One Thowsand six hundred and seaventy in the pʳsence of us whose hands and seales are hereunto subscribed William stevens sonne of William stevens of the County of Dorset in this said Province of Maryland, did take Mary sharpe Daughter of Peter sharpe of the County of Calvert in the said Province of Maryland to wife and the said Mary did also acknowledge the said William to be her lawfull husband and did desire us underwritten to Certefy the same under our hands and seales which accordingly wee have done this ninth day of February in the yeare abovesaid

William Berry (sealed)
Mich: Offley (sealed)
Tho: Preston (sealed)
John Jadwyn (sealed)

[p. 52] Baker Brooke Esqꝫ surveyoʳ Generall of the Province of Maryland to William Hemsley of the County of Talbot in the said Province gentł Greeting, whereas his Excellency Charles Calvert Esqꝫ Capᵗ Generall of this Province hath by a Comission under his hand & seale at armes bearing date the last day of March last Deputed Constituted and appointed me Surveyoʳ Generall of this Province and

(Locus sigilli)

Liber JJ

hath given and graunted unto me the said Baker Brooke all Fees Dues vayles Reguards proffits and perquisites to the said Office belonging or in any wise apperteining arising or becoming due and the same to Execute by myself or my sufficient Deputy or Deputyes and I Reposing speciall Trust and Confidence in you the said Hemsley by vertu of the said Commission before mentioned from his Excellency as aforesaid have Deputed Constituted and apointed, and by these p^{r}sents doe Depute constitute and appointe you the said William Hemsley a Deputy surveyo^{r} in the County of Talbot and seaborde side and doe hereby give you the said Hemsley full & ample power to runn out mens lines survey lands according to warrant or Patent & to use & Exercise the Office of a Deputy surveyo^{r} in as full and ample manner as I myself might or could doe if I were p̄sonally p^{r}sent to performe the same To have and to hold the said office with halfe the proffits arising or becoming due for the same to you the said William Hemsley during pleasure, Provided alwayes that you the said Hemsley shall receive obey and comply with such Instruc̄cons as from time to time I the said Baker Brooke shall under my hand order appointe and Direct, And also further provided that you the said Hemsley shalbe contented with the One halfe of the Fees or proffits arising or becoming due by reason or meanes of the said Employment & shalbe accountable to me the said Brooke for the other halfe once Every yeare at least Given und^{r} my hand and seale this sixth day of Aprill in the 39th yeare of the Dominion of Caecilius &c Annoque Domini 1671.

Baker Brooke

The Oath of A Deputy surveyor

I william Hemsley doe sweare th^{t} I will well & truly serve the R^{t} Hono^{bl} Caecilius Lord Baltemore Absolute Lord & Proprietary of the Province of Maryland &^{c} in the Office of a survey^{r} und^{r} Baker Brooke Esqꝫ survey^{r} Gen^{ll} of the said Province I will doe Right According to the utmost of my skill & power to his Lōpp and to all manner of People poore & Rich who shall be concerned in Taking upp of Lands by virtue of his Lor̄dps Condic̄ons of Plantacon wthin the said Province without favour or afecc̄on Hatred or malice to any p̄son or p̄sons w^{t}soever I will without delay well & truly Execute All such warr^{ts} & Ord^{rs} as shall come to my hands from his said Lōpp or his Lōpps Cap^{t} or L^{t} Generall for the Time being or other p^{r}son Authorized and appointed by them or either of them for the granting of warn^{t} for the surveying or Laying out of any of his Lōpps Lands within the said Province & Returne due Certeficate thereof into the secretaries Office of this Province I will Encrease no Fees Nor directly or Indirectly Exact demand Receive or take any reward of or from any manner of person or p̄sons w^{t}soever for to doe wright or wrong other then the usuall allowed Fees Appointed for the survey^{r} Generall or such as his said Lor̄dpp shall ord^{r} & appoint & shall be

Liber JJ acomptablę to the said Baker Brooke for halfe of all such Fees soe earned by me as surveyʳ & with the other halfe shall be contented having noe Regard to other p̄fitt or Advantage to me or any other pʳsons Lastly I doe sweare well & Truly to performe & Comply with all & Every Claues & perticular Exprest & sett downe in my Comission [p. 53] Received from the said Baker Brooke for the Imploymᵗ of deputy Surveyʳ As also with wᵗsoever is declared in one Certaine Bond Given undʳ my hand & seale for the due pʳformance of the said Imploymᵗ And to Observe & Keepe all thᵗ is required in any Act or Acts of Assembly relatinge or any wayes Concerning thᵉ Surveyoʳ Generall of this Province or his Office or any deputy surveyʳ undʳ him. Soe helpe me God & by thᵉ Contents of this Booke

Aprill 6ᵗʰ 1671 The said William Hemsley was sworne before me
Baker Brooke

The sixth of Aprill 1671

Then had Charles James a Comission for Deputy surveyoʳ in the County of Baltamore & seaborde side in the same words as before, and likewise was sworne according to the Tenoʳ of the foregoing oath: and admitted by the said Baker Brooke survʳ Geñall at the office at the Citty of sᵗ Maryes the day & yeare aforesaid.

The 12ᵗʰ of Aprill 1671

Then had Richard Edelin a Comission for Deputy surveyoʳ in the Countyes of st Maryes and Charles County in the same words as Hemsleyes and likewise sworne according to the Tenoʳ of the foregoing oath, and Admitted by the said Baker Brooke Surveyoʳ Geñall as a Deputy according to the Tenoʳ of his Com̃on at the Office at the Citty of sᵗ Maryes the day & yeare aforesaid.

The 13ᵗʰ of Aprill 1671

Then had Charles Boteler a Comission for Deputy surveyoʳ in the County of Calvert and to Resurvey thorough the whole Province, and was admitted and sworne as before.

Eodem die

Then had Henry Parker a Comission for Deputy surveyoʳ in the County of Dorchester and resurveyoʳ in the County of Talbot and was admitted and sworne as before

The 18ᵗʰ of Aprill 1671

Then had Philip shapleigh a Comission for a Deputy Surveyoʳ in the County of som̃set and seaborde side, and was admitted and sworne as before.

Liber JJ

By his Excellency the Generall
Maryland ss

I doe hereby ord^{r} & appointe yow Peter sawyer a deputy Survey^{r} in the County of Kent to run out mens lines according to warrent or patent and the same office of a Deputy Survey^{r} to use Exercise & performe in the said County of Kent in as full & ample manner as any other deputy Survey^{r} in this province may might or Could doe by vertue of any Comission from the survey^{r} Generall and for yo^{r} soe doeing this shalbe yo^{r} warn^{t} Given und^{r} my hand & seale at Armes this Nineteenth day of Aprill in the 39th yeare of the dominion of Caecilius &^{c} Annoq; dom̃ 1671

(Locus sigilly) Charles Calvert

[p. 54]

Baker Brooke Esq^{r} Survey^{r} Gen^{ll} of the Province of Maryland To Georg Yates of the County of Ann Arundell in the said Province of Maryland Gentl̃ Greeting whereas his Excellency Charles Calvert Esq^{r} Cap^{t} Gen^{ll} and Cheife Governo^{r} of this Province hath by A Comission und^{r} his hand and Seale att Armes Bearing Date the last Day of March last Deputed Constituted & apointed me Survey^{r} Gene^{ll} of this Province and hath given and granted unto me the Said Baker Brooke all Fees Dues vailes Regards p̃ffits & Perquisites to the Said Office belonging or in any waies arising or becoming due and the Same to Execute by my Selfe or my Sufficient Deputy or Deputies And I Reposing my Trust and Confidence in you the Said Georg Yate in yo^{r} Arte and skill in laying out of Lands Runing out of Lines and in the Art of Surveying By virtue of the Comission before menc̄oned from his Excellency as Aforesaid have Deputed Constituted and appointed And doe by these p^{r}sents depute Constitute and Appoint yow the Said Georg Yate to be a deputy Survey^{r} in the Said County of Ann Arundell And doe hereby further give yow the Said Georg Yate my Full power strength & Authority to Runn out mens Lines Survey Lands according to warrant or Patent and to use and Excercise the Office of A Deputy Survey^{r} in Full & ample manner in the County of Ann Arundell Aforesaid To have & to hold the Said Office of A deputy Survey^{r} in Ann Arundell County as aforesaid During Pleasure Provided allwaies that yow the Said Georg Yate shall Receive & Obey and Comply with all Such Orders and Instrucc̄ons as from Time to Time I the Said Baker Brooke shall under my hand appointe order and direct and moreover it is and be it hereby Further Provided that yow the Said Yate shall be contented with one halfe of the Fees or Proffits arising or becoming Due by Reason or means of the Said Imploim^{t} hereby graunted to yow And shalbe Accomptable to me the Said Baker Brooke for the other halfe Once Every yeare att Least and Further I grant unto my Said deputy as Full and Ample power as is herein Expressed to Survey and Lay out the Just Quantity of Two Thowsand Acres of Land in the County of Baltemore Either in p̃sells or whole Provided the Said Land by Sur-

Liber JJ veyed and Returned into his Lordpps Secretaries Office by the 26 Day of June next Ensuing the Date hereof Given under my hand and Seale this 25 day of Aprill 1671.

Baker Brooke (Locus Sigilli)

The sd George Yate sworne before me Aprill the 25th 1671

Baker Brooke.

[p. 55] This Indenture made the twelveth day of Aprill in the yeare of our Lord One Thowsand six hundred and seaventy Betweene Mathew Stone of the County of Charles County gentl of the one part and George Harris of the County of Kent gentleman of the other part witnesseth that the said Mathew Stone for and in consideration of the sume of six Thowsand pounds of good sound Marchantable Tobacco and Caske to him in hand paid before the ensealing and Delivery of these presents by the said George Harris well and truly paid the receipt whereof he the said Mathew stone doth hereby acknowledge, and for diverse other good causes and valluable considerations him the said Mathew hereunto moveing Hath graunted Bargained and sold, and in & by these presents doth graunt bargaine & sell unto the said George Harris his heires and assignes forever All that parcell of land called stonestone, lyeing on the East side of Chessipeake bay and on the south side of River in the said Bay called Sasafras River, beginning at a marked Oake standing neare a great Marsh, the marsh running south, Running west and by North by the River side for breadth Two hundred and fifty Perches to a marked Oake bounding on the west by a line Drawen south from the said Oake for length Three hundred and Twenty Perches On the south by a line Drawen East and by south from the end of the south line untill it intercepts a Paralell drawne from a Marsh called Stones Marsh, on the East with the said Parralell and Marsh on the North with the said River conteining and now laid out for five hundred acres be it more or lesse, To be held of the Cheif Lord or Lords, Together with all and singuler woods Trees underwoods Fences Mannors proffits comodityes advantadges and appurtenances whatsoever thereunto belonging Royall mines Excepted, To have and to hold the said parcell of land and premises herein before mentioned with their and Every of their appurtenances unto the said George Harris his heires or assignes, To hold to him the said George Harris his heires and assignes forever, and to and for none other use intent or purpose whatsoever, And the said Mathew Stone for himself his heires Executours or assignes doth covenant promise graunt and agree to and with the said George Harris his heires and assignes by these presents, that he the said mathew stone now is & standeth lawfully and rightfully seized of and in the said Parcell of land & premises in a sure perfect and Indefeasable Estate According to Patent, and hath good right full power and lawfull authority to grant and convey the said parcell of Land & premises with the appurtenances unto the said George Harris his heires and assignes forever against him the said Mathew Stone his heires and assignes forever, and that it shall and may be lawfull to and for the said George Harris his heires and assignes from time to time and at all times forever quietly and peaceably to have hold use occupy possesse and Enjoy the said parcell of Land and premises before mentioned, without the lawfull let suite Trouble or interuption Eviction Ejection disturbance or Deniall of or by the said Mathew Stone his heires or assignes or of or by any other p̄son or persons lawfully claiming or to claime in by from or under him them or any of them his their or any of their Act or acts meanes assent consent privity or procurement, In witnes whereof the partyes to these presents Interchangeably have set their hands and seales the day and yeare first above written Mathew Stone sealed Liber JJ [p. 56]

Signed sealed and Delivred
in the presence of
Mem̄ the rents and services due
hereafter to the Lord or Lords
of the Mannor to be paid by the
said George Harris yearly & then
sealed
Robert Carvill
Tho: Knighton

Aprill the 13th 1670 The within written conveyance was by the within named Mathew Stone acknowledged in open Court witnes my hand the day and yeare abovesaid Jn° Blomfeild

The Provinciall Court of the Right Hon^ble^ Caecilius Absolute Lord and Proprietary of the Province of Maryland holden at S^t^ Maries the eighth day of February in the xxxviii^th^ yeare of his Lōpps Dominion &c Annoq̧ Dom̄ One thousand six hundred sixty nine before his Lōpps justices then present Philip Calvert Esq̧ Chancellour William Calvert Jerome White Baker Brooke and Thomas Truman Esq̧^s^ justices [p. 57]

Upon the Petition of James Lee of Charles County That being at great charge trouble and expences in entertaineing attending and burieing One Constantine Hattaway Cheife Mate to Cap^t^ Peirce Ordered thereupon that the said James Lee be allowed Out of the estate of the said Constantine Hattaway the quantity of three thousand One hundred and Seventy pounds of tobacco to be paid by the said Cap^t^ Edward Pearce.

Whereas I Edmund Lindsey of Charles County doe stand bound by Obligation beareing date the fourth day of June One thousand six hundred sixty eight unto Mary Smith of S^t^ Maries County for the

Liber JJ quantity of seven hundred and seventeene pounds of tobacco and by One Obligation I stand bound unto Daniel Jenifer of S^t^ Maries County beareing date the fifteenth day of December One thousand six hundred sixty eight for eleven hundred sixty One pounds of tobacco and by One Obligation I Stand bound unto Daniel Jenifer of S^t^ Maries County beareing date the sevententh day of April One thousand six hundred sixty nine for eleven hundred forty foure pounds of tobacco, and whereas I stand bound unto Philip Biss of Bristoll merchant by One Obligation for foure thousand seven hundred pounds of tobacco and whereas I am endebted upon accompt unto Thomas Notley of S^t^ Maries County the quantity of two thousand seven hundred pounds of tobacco, I the abovesaid Edmond Lindsey doe hereby give warrant and authority unto Benjamin Rozer or any Other of the Attornyes of his Lõpps provinciall Court of this Province to appeare for me in the said provinciall Court unto any action or suite there to be brought or commenced against me the said Edmund Lindsey by any the persons above mentioned upon any the Obligations or debts abovementioned and to acknowledge or confesse a judgm^t^ or judgments upon the said Obligations or debts the next Provinciall Court ensueing the date hereof and this shall be your Sufficient warrant In wittnes to which I have hereto Sett my hand and Seale this second day of February One thousand six hundred Sixty nine

Signum
Edmundi + (sealed)
Lindsey

Wittnesses John Allen
Daniell Johnson

February the viii^th^ MDClxix The abovewritten Letter of Attorny proved by the Oathes of John Allen and Daniel Johnson wittnesses thereunto in Open Court Jn^o^ Blomfeild Cler.

Edmund Lindsey late of Charles County otherwise called Edmund Lindsey of Charles County in the Province of Maryland was sum̃oned to answer Daniel Jenifer and Mary his wife late called Mary Smith of a plea that he render to them seaven hundred and Seventeene pounds of tobacco which he Oweth and unjustly detaineth &c.

And whereupon the said Daniel and Mary say that whereas the [p. 58] aforesaid Edmund the fourth day of June in the xxxvii^th^ yeare of the Dominion of Caecilius &c one thousand six hundred sixty eight by his certaine bill Obligatory Sealed with the seale of him the said Edmund and here in Court produced whose date is the day and yeare abovesaid did bind himselfe his heirs executors and administrators to pay or cause to be paid unto the said Mary while she was sole her heirs executors administ^rs^ or assignes the full and just summe or quantity of seven hundred and seventeene pounds of good sound merchantable tobacco and caske according to Act of Assembly being for accomodations received at her house to be paid upon demand and the said Daniel and Mary in fact say that the aforesaid Edmund the

said seven hundred and seventeene pounds of tobacco to the said Mary while she was sole nor to the said Daniel and Mary after the espousalls betweene them celebrated hath not paid according to the tenor and effect of the said bill whereby an action did accrue to the said Daniel and Mary to require and have of the said Edmund the said Seaven hundred and Seventeene pounds of tobacco Neverthelesse the aforesaid Edmund although often required the same to the said Daniel and Mary hath not rendred but the same to them hitherto to render hath denyed and still doth deny whereupon they say they are dampnified and have losse to the value of twelve hundred pounds of tobacco pledg: depse Jn° Doo
Ri: Roo

And the said Edmund by Benjamin Rozer his Attorny cometh and defendeth the force and injury when &c and as to the seven hundred and seventeene pounds of tobacco and caske in the declaration mentioned the said Benjamin saith he is not informed by the said Edmund his Client of any answer thereunto to give therefore the said Daniel and Mary doe remaine against him the said Edmund as to the said Seven hundred and seventeene pounds of tobacco and caske undefended. Benja Rozer

Daniel Jenifer agt } pp
Edmund Lindsey } Benja Rozer.

Edmund Lindsey late of Charles County otherwise called Edmund Lindsey of the County of Charles was summoned to answer Daniel Jenifer One of the Attornyes according to the liberties &c in a plea that he render unto him two thousand three hundred and five pounds of tobacco which he oweth him and unjustly doth detaine &c And whereupon the said Daniel in his proper person saith that whereas the aforesaid Edmund the fiftenth day of December in the xxxviith yeare of the Dominion of Caecilius &c One thousand six hundred sixty eight at the house of the said Daniel Jenifer scituate at East St Maries in St Maries County by his certaine bill Obligatory which he the said Daniel with the seale of the said Edmund Signed he bringeth into Court did acknowledge himselfe to owe unto the said Daniel eleaven hundred sixty One pounds of good Sound merchantable tobacco and caske part of the aforesaid two thousand three hundred and five pounds of tobacco to be paid to him the said Daniel or to his certaine Attorny his executors administrators or assignes upon demand And whereas also the aforesaid Edmund the sevententh day of April in the seven and thirtith yeare of the Dominion of Caecilius &c One thousand six hundred sixty nine by his certaine Other bill Obligatory which he the said Daniel with the seale of the aforesaid Edmund signed here in like manner brings into Court the date whereof is the same day and yeare abovesaid did Oblige himselfe to pay to him the

Liber JJ said Daniel eleaven hundred forty fowre pounds of good tobacco of the aforesaid two thousand three hundred and five pounds residue to be paid to him the said Daniel or to his certaine Attorny upon demand, To the payment of both which bills the said Edmund did bind himselfe his heirs executors and administrators firmly by the said bills Yet the aforesaid Edmund though often required the aforesaid two thousand three hundred and five pounds of tobacco to him [p. 59] the said Daniel hath not rendred but the same to render to him hath denyed and yet doth deny and unjustly detaine whereupon he saith that he is dampnified and hath damage to the value of three thousand pounds of tobacco and thereupon he brings his action.

pleg dep̄ss John Doo
Ri: Roo
Jenifer p̄ p̄.

And the said Edmund by Benjamin Rozer his Attorny cometh and defendeth the force and injury when &c and as to the two thousand three hundred and five pounds of tobacco and caske in the declaration mentioned the said Benjamin saith he is not informed by the said Edmund his Client of any answer thereunto to give therefore the said Daniel doe remaine against him the said Edmund as to the said two thousand three hundred and five pounds of tobacco and caske undefended. Benj^{a} Rozer

Thomas Notley ag^{t}
Edmund Lindsey

Edmund Lindsey of the County of Charles County was attached by writt of priviledge to answer to Thomas Notley Gent One of the Attornyes of this Court according to the liberty and priviledge of Attornyes &c in a plea of trespas upon the case.

And whereupon the aforesaid Thomas in his proper person Complaineth against the aforesaid Edmund for that that is to say that whereas the aforesaid Edmund was indebted to him the said Thomas in the summe of two thousand seven hundred thirty eight pounds of tobacco for divers goods and merchandize sold and delivered by the said Thomas to the said Edmund and being so indebted the said Edmund in consideration thereof the twenty eighth day of July in the xxxviith yeare of the Dominion of Caecilius &c did assume upon himselfe and to the said Thomas did faithfully promise that he the said Edmund the said summe of two thousand seven hundred thirty eight pounds of tobacco to him the said Thomas when thereunto required well and truly would satisfie and pay Notwithstanding which the said Edmund his promise and assumption little regarding but deviseing and fraudulently intending him the said Thomas of the said two thousand seven hundred thirty eight pounds of tobacco subtilly to deceive the said two thousand seaven hundred thirty eight pounds of tobacco to him the said Thomas hath not satisfied according to his promise made to him in that behalfe but doth altogether refuse to doe the same to the great damage of him the said Thomas whereupon he saith he is dampnified and hath losse to the value of six thousand pounds of tobacco and thereupon he brings his suite. Liber JJ

pleg dep̄s Jn^{o} Doo
Ri: Roo
Notley p̄ p̄.

And the said Edmund by Benjamin Rozer his Attorny cometh and defendeth the force and injury when &c and as to the two thousand seaven hundred thirty eight pounds of tobacco in the declaration mentioned the said Benj^{a} saith he is not informed by the said Edmund his Client of any answer thereunto to give therefore the said Thomas doth remaine against the said Edmund as to the said two thousand seaven hundred thirty eight pounds of tobacco undefended.

Benj^{a} Rozer

Wherefore it was com̄anded the sheriff of Charles County that he attach the body of the said Edmund if &c so that he have his body before the justices here to witt the xiith day of February next to satisfie the said Thomas Notley aswell the said summe of two thousand seaven hundred thirty eight pounds of tobacco as also two hundred and tenn pounds of tobacco more for Costs of suite.

Richard Perry ag^{t} } It was Comanded the Sheriff of S^{t} Maries County [p. 60]
Thomas Gerard } that he take the body of Thomas Gerard of Westmerland in the Colony of Virginia Esqꝫ otherwise called Thomas Gerard of Wiccocomocco in the province of Maryland Esqꝫ if &c so that he have his body here to witt the eighth day of February in the xxxviiith yeare of the Dominion of Caecilius &c to answer unto Richard Perry in a plea of debt, Att which day the same Sheriff returnes that the said Thomas Gerrard is not found within his Bailiwick wherefore it is Com̄anded the same Sheriff here to witt the said eighth day of February in the yeare aforesaid that he attach any the Goods Chattells or Creditts of the said Thomas Gerrard within his bailiwick to the value of three thousand five hundred pounds of tobacco (which said debt was then proved by the Oathes of John Gittings and Richard Boughton) and the same to Keepe in his Custody untill the said Thomas Gerrard should either by himselfe or his Attorny appeare at the next Provinciall Court to witt the twelfth day of April next to answer the suite of the said Richard Perry.

Daniel Jenifer agt } It was Comanded the Sheriff of S^{t} Maries County
Thomas Gerard } that he take the body of Thomas Gerard Esqꝫ if &c So that he have his body before his Lōpps Justices here to witt the eighth day of February in the xxxviiith yeare of his Lōpps Dominion

Liber JJ &c to answer unto Daniel Jenifer Gent One of the Attornyes &c in a plea that he render unto him two thousand seaven hundred and fifty pounds of tobacco which &c, Att which day the same Sheriff returnes that the said Thomas Gerard is not found in his baylywick wherefore it is granted by the Court here to witt the same eighth day of February in the yeare aforesaid that Comand be given to the sheriff to attach &c.

[p. 61] Philip Biss agt Edmund Lindsey } Edmund Lindsey of Charles County otherwise called Edmund Lindsey of Charles County planter was sumoned to answer unto Philip Biss that he render unto him the summe of foure thousand six hundred and eighty pounds of tobacco which he oweth and unjustly detaineth

And whereupon the said philip by John Morecroft his Attorny Saith that whereas the said Edmund upon the twenty seventh day of April in the yeare of Our Lord God One thousand six hundred sixty eight in the seaven and thirtith yeare of the Dominion of Caecilius &c by his certaine bill Obligatory Sealed with the seale of the said Edmund here in Court produced whose date is the day and yeare abovewritten did acknowledge himselfe to Owe and Stand indebted unto the said Philip Biss his heirs executrs administrators and assignes the full and just summe of foure thousand six hundred and eighty pounds of tobacco and caske to be paid upon his dwelling plantation in portobacco Creeke att or before the tenth day of November next ensueing the date of the said bill which said summe of foure thousand six hundred and eighty pounds of tobacco the said Edmund hath not paid to the said Philip according to the tenor of the said bill but doth altogether refuse to pay the same though often thereunto required whereupon he saith he is dampnified and hath losse to the value of six thousand pounds of tobacco and thereupon he bringeth his suite.

And the said Edmund by Benja Rozer his Attorny cometh and defendeth the force and injury when &c and the said Benjamin Saith that he is not informed by the said Edmund his Client of any answer to him to be given wherefore the said Philip remaineth against the said Edmund undefended wherefore it is considered of by the Court here that the said Philip shall recover against the said Edmund the said summe of foure thousand six hundred and eighty pounds of tobacco with costs of suite.

Maryland ss.

To Mr Robert Carvile One of the Attornyes of the Provinciall Court or to any other Attorny of the same Court:

Whereas I Jenkin Price of Calvert County planter doe really Stand bona fide indebted to Christopher Rousby of Calvert County aforesaid merchant by Severall bills and accompts the summe of three thousand pounds of tobacco in caske merchantable according to Act of Assembly due upon demand to the said Christopher These are therefore to desire and authorize you or any of you to appeare for me in the said Provinciall Court to be held on the eighth of February next ensueing then and there to confesse judgment for the said summe of three thousand pounds of tobacco unto the said Christopher Rousby or his lawfull Attorny for which this shall be your sufficient warrant wittnesse my hand and seale this fourtenth of January One thousand six hundred sixty nine Liber JJ

the marke of
Jenkin I P Price (Sealed)

Sealed in the p^{r}sence of
John Brooke
Francis Swinfen

Christopher Rousby et ux }
ag^t Jenkin Price }
Jenkin price of the County of Calvert was attached to answer Christopher Rousby and Elizabeth his wife in a plea of trespas upon the case. And whereupon the said Christopher and Elizabeth by John Morecroft their Attorny Complaineth that whereas the said Jenkin stand indebted unto them in the full quantity of three thousand pounds of good sound merchantable tobacco in caske for divers Goods and merchandize heretofore sold and delivered the said Jenkin and being so endebted the said Jenkin did assume upon himselfe and to the said Christopher and Elizabeth did faithfully promise that he the said Jenkin the said summe of three thousand pounds of tobacco in caske to the said Christopher and Elizabeth when thereunto required well and faithfully would satisfie and pay nevertheless the said Jenkin his promise and assumption so as aforesaid made little regarding but fraudulently intending them the said Christopher and Elizabeth of the said summe of three thousand pounds of tobacco to deceive the said three thousand pounds of tobacco in caske hath not paid or any wayes satisfied the said Christopher and Elizabeth for the same although often thereunto required whereupon they say they are the worse and have damage to the value of foure thousand pounds of tobacco And thereupon they bring their suite. [p. 62]

And the said Jenkin price by Robert Carvile his Attorny cometh and defendeth the force and injury when &c and the said Robert saith that he is not informed as to the three thousand pounds of tobacco in the declaration abovementioned by the said Jenkin his Client of any answer thereunto to give wherefore the said Christopher and Elizabeth remaine against the said Jenkin undefended wherefore it is considered by the Court here that the said Christopher and Elizabeth shall recover against the said Jenkin the said summe of three thousand pounds of tobacco in caske with costs of suite.

In the cause late depending before his Lōpps justices to witt the fourtenth day of December in the xxxviith yeare of his Lōpps Do-

Liber JJ minion &c Betweene Richard Perry plaintiff and Justinian Gerard def^{t} the plaintiff is allowed for costs of suite two thousand eight hundred forty eight pounds of tobacco and whereas the record saith Richard perry plaintiff and Justinian Gerard alias John Cocks defendants in lib̄ prouin: F.F. fol̄ 685, Ordered that the words John Cox be expunged.

Upon the desire of his Lōpps justices of Calvert County Court to his Lōpps justices of his Provinciall Court here to witt the ninth day of February in the xxxviiith yeare of his Lōpps Dominion &c, That his Lōpps Justices here would be pleased to Order what course might be taken for the preservation of the estate of Robert Kingsberry for the Orphants and that whether William Moffett may still Act as an Attorny of the said Kingsberry and keepe the estate in his owne possession and whether Letters of Administration may be granted to some other person in trust for the Orphans to keepe the said estate, whereupon it was then Ordered by his Lōpps justices here That the said County Court present to the judge in testamentary [p. 63] buisnesse an Administrator to whom the estate of the said Robert Kingsberry may be com̄itted and also that they appoint auditors to examine the accompt of the said William Moffett.

Daniel Jenifer ag^{t} Edward Burton } Edward Burton late of Kent County planter administrator of the goods and Chattells of Rebecca Burton deceased administratrix of the goods and Chattells of Edmund Burton late of Kent County Cooper otherwise called Edmond Burton of the Isle of Kent in the Province of Maryland Cooper was by a writt of priviledge issueing out of this Court attached to answer unto Daniel Jenifer One of the Attornyes of this Court in a plea that he render unto him the summe of twelve hundred pounds of tobacco and caske which he unjustly deteineth &c.

And whereupon the said Daniel in his proper person Saith that whereas the said Edmond in his life time to witt the fourtenth day of February in the xxxvith yeare of the Dominion of Caecilius &c Annoq; Dom̄ One thousand six hundred sixty seaven by his certaine bill Obligatory Sealed with the Seale of him the said Edmond and here in Court produced whose date is the day and yeare abovesaid, did bind himselfe his heirs executors and administrators to pay or cause to be paid to the said Daniel Jenifer his heirs executors adm^{rs} or assignes the full and just summe or quantity of twelve hundred pounds of good sound merchantable tobacco and caske to be paid in some convenient place in the said Isle of Kent before or upon the tenth day of November next ensueing the date of the said bill which said summe of twelve hundred pounds of tobacco and caske the said Edmund in his life nor the said Rebecca after his death to whom administration of all and singular the Goods and Chattells of the said Edmond was comitted nor the said Edward after the death of the said Rebecca to whom administration of all and Singular the goods and Chattells of the said Rebecca was committed hath not paid according to the tenor and effect of the said bill but doth altogether refuse to pay the same whereupon the said Daniel Saith he is dampnified and hath losse to the value of fifteene hundred pounds of tobacco and thereupon he bringeth his suite Liber JJ

And the said Edward by Thomas Knighton his Attorny cometh and defendeth the force and injury when &c and the said Thomas saith that he is not informed by the said Edward his Client of any answer by him to be given wherefore the said Jenifer and Mary his wife remaineth against the said Edward undefended, wherefore it is considered of by the Court here that the said Jenifer shall recover against the said Edward the said summe of twelve hundred pounds of tobacco with Costs.

Daniel Jenifer et ux agt Edward Burton } Edward Burton late of Kent County planter administrator of the Goods and Chattells of Rebecca Burton deceased administratrix of the goods and Chattells of Edmond Burton of Kent County otherwise called Edmond Burton of Kent County in the Province of Maryland was sumoned to answer Daniel Jenifer and Mary his wife late called Mary Smith of a plea that he render to them three thousand seaven hundred eighty seaven pounds of tobacco which he Oweth and unjustly detaineth &c.

And whereupon the said Daniel and Mary Say that whereas the aforesaid Edmund in his life time to witt the two and twentith day of February in the six and thirtith yeare of the Dominion of Caecilius &c Annoq Dom One thousand six hundred sixty seaven by his certaine bill Obligatory sealed with the seale of him the said Edmond and here in Court produced whose date is the day and yeare abovesaid did bind himselfe his heirs executors and administrators to pay [p. 64] or cause to be paid unto the said Mary whilst she was sole heir heires executors administrators or assignes the full and just summe or quantity of three thousand seven hundred eighty and seaven pounds of good sound merchantable tobacco in caske according to Act of Assembly being for accomodations received at her house to be paid upon demand and the said Daniel and Mary in fact say that the aforesaid Edmond in his life time nor the said Rebecca after his death to whom administration of all and singular the goods and Chattells of the said Edmond was comitted nor the said Edward after the death of the said Rebecca to whom administration of all and singular the Goods and Chattells of the said Rebecca was committed did not pay the said Mary while she was sole the aforesaid three thousand seaven hundred eighty seaven pounds of tobacco or to the said Daniel and

Liber JJ Mary after the espousalls betweene them celebrated according to the tenor and effect of the said bill whereupon an action did acrue to the said Daniel and Mary to require and have of the said Edward the said three thousand seven hundred eighty seven pounds of tobacco Neverthelesse the aforesaid Edward although often required the same to the said Daniel and Mary hath not rendred but the same to them hitherto to render he hath denyed and still doth deny whereupon they say that they are dampnified and have losse to the value of five thousand pounds of tobacco.

And the said Edward by Thomas Knighton his Attorny doth Come and defend the force and injury when &c and the said Thomas Saith That he is not informed by the said Edward his Clyent of any answer to them to be given wherefore the said Jenifer and Mary his wife remaineth against the said Edward undefended wherefore it is considered of by the Court here that the said Jenifer shall recover against the said Edward the said summe of three thousand seaven hundred eighty and seven pounds of tobacco with costs.

Thomas Bowdell agt Walter Carr } Walter Carr late of Ann Arrundell County planter otherwise called Walter Carr of the County of Ann Arrundell planter was summoned to answer Thomas Bowdell assignee of James Cullumes of a plea that he render to him the summe of three thousand pounds of tobacco which he unjustly detaineth

And whereupon the said Thomas by John Morecroft his Attorny complaineth that whereas the said Walter the seavententh day of April One thousand six hundred sixty nine and in the seaven and thirtith yeare of the Dominion of Caecilius &c by his certaine bill Obligatory sealed with the seale of the said Walter and here in Court brought whose date is the day and yeare as above did acknowledge himselfe to Owe and Stand indebted to the said James Cullumes his heires or assignes the full and just summe of three thousand pounds of merchantable tobacco in caske due to be paid in the County of Ann Arrundell at or upon the tenth day of October next ensueing the date of the said bill to the true performance whereof the said Walter did bind himselfe his heirs executors and administrators Notwithstanding [p. 65] the said Walter the said sum̃e of three thousand pounds of tobacco according to the tenor of the said bill to him the said James nor to him the said Thomas assignee of the said James hath not paid to the great damage of the said Thomas whereupon he saith he is dampnified and hath losse to the value of foure thousand pounds of tobacco and thereupon bringeth his suite.

And the said Walter Carr by Thomas Knighton his Attorny cometh and defendeth the force and injury when &c and saith he hath paid and satisfied the said debt to the plaintiff at the day and place and therefore putteth himselfe upon the Country

And afterwards to witt the sixtenth day of April in the xxxviiith yeare of the Dominion of Caecilius &c came aswell the said Thomas Bowdell by John Morecroft his Attorny as the said Walter Carr by the said Thomas Knighton his Attorny and the said Thomas Knighton withdrew his plea aforesaid and confest judgment for the debt aforesaid by nihil dicit wherefore it is considered by the Court here that the said Thomas Bowdell recover against the said Walter the said summe of three thousand pounds of tobacco with costs of suite. Liber JJ

Costs allowed the plaintiff thirteene hundred and eighty pounds of tobacco.

Thomas Notley agt Richard Dodd } Richard Dodd of the County of Charles County was Attached by a writt of priviledge to answer to Thomas Notley Gent one of the Attornyes of this Court according to the libertyes and priviledges of Attornyes &c in a plea of trespas upon the case

And whereupon the aforesaid Thomas in his proper person complaineth against the aforesaid Richard for that that is to say that whereas the said Richard was endebted unto him the said Thomas in the sume of three thousand two hundred seventy eight pounds of tobacco for divers goods and merchandize sold and delivered by the said Thomas to him the said Richard and being so indebted the said Richard in consideration thereof the ninetenth day of July in the thirty eighth yeare of the Dominion of Caecilius &c did assume upon himselfe and to the said Thomas did faithfully promise that he the said Richard the said sume of three thousand two hundred seventy eight pounds of tobacco to him the said Thomas when thereunto required well and truly would satisfie and pay notwithstanding which the said Richard his promise and assumption litle regarding but deviseing and fraudulently intending him the said Thomas of the said three thousand two hundred seventy eight pounds of tobacco subtilly to deceive the said three thousand two hundred seventy eight pounds of tobacco to him the said Thomas hath not satisfied according to his promise to him made in that behalfe but doth altogether refuse to satisfie the same to the great damage of him the said Thomas whereupon he saith he is dampnified and hath lost to the value of seven thousand pounds of tobacco and thereupon he bringes his suite.

And the said Richard Dodd by Benjamin Rozer his Attorny cometh and defendeth the force and injury when &c and the said Benjamin saith that he is not informed by the said Richard his Client of any answer to be given wherefore the said Thomas Notley remaineth against the said Richard undefended wherefore it is considered of by the Court that the said Thomas shall recover against the said Richard the said summe of three thousand two hundred seventy

Liber JJ eight pounds of tobacco with Costs wherefore it was Comanded the Sheriff of Charles County that he take the said Richard if &c so that [p. 66] he have his body before his Lōpps justices here the twelfth day of April next to satisfie the said Thomas Notley the debt aforesaid and also two hundred and ten pounds of tobacco more for costs expended in the same suite.

Thomas Notley agt George Taylor } George Taylor of the County of Charles County was attached by a writt of priviledg to answer to Thomas Notley Gent One of the Attornyes of this Court according to the libertyes and priviledges of Attornyes &c in a plea of trespas upon the case And whereupon the said Thomas Notley in his proper person complaineth against the aforesaid George for that that is to say that whereas the said George was indebted unto him the said Thomas in the summe of one thousand three hundred forty seaven pounds of tobacco for divers goods and merchandizes sold and delivered by the said Thomas to the said George and being so indebted the said George in consideration thereof the twenty fourth day of July in the thirty eighth yeare of the Dominion of Caecilius &c did assume upon himselfe and to the said Thomas did faithfully promise that he the said George the said summe of One thousand three hundred forty and seaven pounds of tobacco to him the said Thomas when thereunto required well and truly would satisfie and pay Notwithstanding which the said George his promise and assumption little regarding but deviseing and fraudulently intending him the said Thomas of the said One thousand three hundred forty seven pounds of tobacco subtilly to defraud the said One thousand three hundred forty seaven pound of tobacco to him the said Thomas hath not satisfied according to his promise to him made in that behalfe but doth altogether refuse to satisfie the same to the great damage of him the said Thomas whereupon he saith he is dampnified and hath lost to the value of three thousand pounds of tobacco and thereupon he brings his suite.

And the said George Taylor by Benjamin Rozer his Attorny cometh and defendeth the force and injury aforesaid when &c and the said Benjamin Saith that he is not informed by the said George his Client of any answer to him the said Thomas to be given wherefore the said Thomas remaineth against the said George undefended wherefore it is considered of by the Court that the said Thomas shall recover against the said George the said summe of One thousand three hundred forty and seaven pounds of tobacco with costs.

Wherefore it was Comanded the Sheriff of Charles County that he take the said George Taylor if &c and him safe keepe so that he have his body before his Lōpps justices here the twelfth day of April next to satisfie to the said Thomas the debt aforesaid and also two hundred & ten pounds of tobacco more for costs expended in the same suite.

Ordered by the Justices here to witt the xith day of February in the xxxviiith yeare of his Lōpps Dominion That Henry penington be satisfied & paid for himselfe and others for the burying and expences upon Richard Miller deceased by the Administrator of the estate of the said Richard the quantity of foure hundred pounds of tobacco Liber JJ

Miles Cooke agt
Josias Fendall

Miles Cooke by Daniel Jenifer his Attorny complaineth against Josias Fendall in a plea of trespas upon the case for that that is to say whereas the said Josias the five and twentith day of January in the two and thirtith yeare of the Dominion of Caecilius &c was indebted to the said miles the summe of fifteene thousand seaven hundred pounds of good sound merchantable leafe tobacco and caske and being so endebted the said Josias did assume upon himselfe and to the said Miles did faithfully promise that he the said Josias the said summe of fifteen thousand seaven pounds of tobacco and Caske to the said Miles would well and truly pay upon demand in convenient places in Potomack River Notwithstanding the said Josias his promise and assumption so made as aforesaid little regarding but deviseing and fraudulently intending him the said Miles to deceive the said summe of fifteen thousand seaven hundred pounds of tobacco and caske to him the said Miles though often thereunto required hath not paid but the same to him to pay hath hitherto denyed and as yet doth deny whereupon the said Miles Saith he is the worse and hath losse to the value of twenty thousand pounds of tobacco and thereupon he bringeth his suite. [p. 67]

And the said Josias by Robert Carvile his Attorny doth come and defend the force and injury when &c and the said Robert saith that he is not informed by the said Josias his Client of any answer to him to be given wherefore the said Miles remaineth against the said Josias undefended wherefore it is considered of by the Court here that the said Miles shall recover against the said Josias the summe of fourteene hundred seventy five pounds of tobacco being the remainder of the abovesaid summe of fifteene thousand seaven hundred pounds of tobacco, with Costs

Whereupon it was Comanded the Sheriff of Charles County to witt the eleventh day of February in the xxxviiith yeare of the Dominion of Caecilius &c that he take the said Josias if &c and him safe keepe so that he have his body before his Lōpps justices here the xiith day of April next to satisfie the said Miles Cooke the summe of fourteene hundred seventy five pounds of tobacco aforesaid and also five hundred and sixteene pounds of tobacco more for Costs of Suite.

Henry Warren agt
George Goodrick &
Robert Goodrick

George Goodrick and Robert Goodrick late of Charles County planters were attached to answer unto Henry Warren Gent of a plea wherefore by

Liber JJ force and armes the Close of him the said Henry at s^t^ Thomas Mannour in Charles County they did breake and other enormityes to him did there contrary to the peace &c.

And whereupon the said Henry by John Morecroft his Attorny Saith that they the said George and Robert the first day of December in the seaven and thirtith yeare of the Dominion of Caecilius &c the Close of him the said Henry at S^t^ Thomas Mannour in Charles County aforesaid did breake and his woods then and there growing did fell stubb upp and consume, the trespas aforesaid from the aforesaid first day of December in the yeare aforesaid unto the day of this suite Comenced and divers dayes and turnes have continued and other harmes to him did doe contrary to the peace &c whereupon he saith he is dampnified and hath losse to the value of five hundred pounds sterling And thereupon he bringeth his suite &c.

[p. 68] And the said George and Robert Goodrick by Benjamin Rozer their Attorny cometh and defendeth the force and injury when &c and say that they are in no wise guilty of the trespas aforesaid and of this they putt themselves upon the Country and the said Henry likewise

And whereupon afterwards to witt the tenth day of February in the eight and thirtith yeare of the Dominion of Caecilius &c it was moved in Open Court by the said Henry Warrens Counsell and his said Attorny John Morecroft that there might be a resurvey truly made of the said land in question which the justices of the said provinciall Court takeing into consideration and by the assent of both parties and their Attornyes the said Justices did order that a venire facias be awarded to the Sheriff of S^t^ Maries County that he cause to come here to witt the twelfth day of April then next ensueing twelve &c by whom &c who neither &c to recognize &c as also the wittnesses (if any) who can informe his Lõpps justices here which is S^t^ Mathews branch being the bounds of the Land in difference and that a Survey be made of the true lines of s^t^ Mathews branch now in question and upon what points the same runneth as also S^t^ Nicholas branch otherwise the ward branch and that Survey be made of five hundred acres of land belonging to the said Warren the Surveyour keepeing his due east line and that Charles Boteler Deputy Surveyour be appointed to survey the same and be satisfied by him that is east, and make returne thereof to this Court whereupon the said Charles Boteler returning to this Court the true Survey of the said land haveing called unto him such wittnesses as the said parties produced to give evidence upon and concerning the same after which said returne of the said survey to the Court here, made by the said Charles Boteler Surveyour appointed as aforesaid aswell the said Henry Warren by John Morecroft his Attorny appeareing here in Court and offering himselfe against the said George Goodrick and Robert Goodrick and also the said George and Robert by Benjamin Rozer their Attorny Liber JJ appeareing likewise the said Henry by his said Attorny prayed his said Lōpps writt of causeing to come before the Justices of the Provinciall Court upon the said twelfth day of April next twelve &c Att which said Court came aswell the said Henry Warren by his said Attorny as the said George Goodrick and Robert Goodrick by their said Attorny and the Jurors of that jury impannelled exacted likewise came which to say the truth of the premisses elected tryed and sworne did find upon their Oathes for the plaintiff according to the survey made by the said Charles Boteler and by him to the Court returned, But because the justices here would be advised before they render judgment thereupon, therefore the said judgment was putt in respite till the fiftenth day of April of the same Court aforesaid and the same day was given to both the parties, Att which day came the said Henry Warren by his said Attorny and the said George Goodrick and Robert Goodrick by their Attorny aforesaid and the said Justices upon consideration of the premisses then and there adjudged the said land to the said Henry according to the said verdict and that a writt to putt the said Henry in possession of the said land should be sent to the Sheriff of Charles County and further the said Justices did adjudge to the said Henry Warren the summe of fourteene hundred seventy six pounds of tobacco for his costs and charges by him in that suite expended the same to have and receive of the said George Goodrick and Robert Goodrick and they in mercy &c, And hereupon the said Henry Warren prayeth the writt of the Lord Proprietary to the Sheriff of Charles County aforesaid to be directed to give him possession of the said parcell of land and it is granted unto him returnable be the xviiith day of October next, vide the Retorne of this writ fol̄ 122

Charles Calvert Esqꝫ } John Nutthall late of the County of st Maries [p. 69]
agt John Nutthall } otherwise called John Nutthall of the County of st Maries Inholder was sumoned to answer unto Charles Calvert Esqꝫ in a plea that he render unto him three thousand pounds of tobacco which he oweth and unjustly deteineth &c

Whereupon the said Charles Calvert by Thomas Notley his Attorny saith that whereas the said John Nutthall upon May the eleventh Anno One thousand six hundred sixty nine and in the seven and thirtith yeare of the Dominion of Caecilius &c by his certaine bill Obligatory sealed with the seale of the said John beareing date as abovesaid and here in Court produced did acknowledge himselfe to be holden and firmly bounden unto the Honble Charles Calvert Esqꝫ the full quantity of three thousand pounds of good sound merchantable tobacco in caske to be paid the said Charles Calvert Esqꝫ or to his certaine Attorny his executors administrators or assignes at some

Liber JJ convenient place in St Maries County Charles County or Calvert County on or upon the tenth day of November next ensueing the date of the said bill to which payment well and truly to be made the said John did bind himselfe his heirs executors and administrators firmly by the said bill which said summe of three thousand pounds of tobacco the said John hath not paid according to the tenor of the said bill to him the said Charles though often thereunto required but doth altogether refuse to pay the same whereupon the said Charles saith he is dampnified and hath losse to the value of foure thousand pounds of tobacco and thereupon he brings his suite.

And the said John Nutthall at the same provinciall Court to witt the tenth day of February in the xxxviiith yeare of the Dominion of Caecilius &c in his proper person cometh and defendeth the force and injury when &c and confesseth judgment by nihil dicit for the debt abovesaid therefore it is considered of by the Court here that the said Charles Calvert Esqꝫ recover against him the said John Nutthall the said summe of three thousand pounds of tobacco and costs.

Charles Calvert Esqꝫ agt John Nutthall } John Nutthall late of St Maries County planter was sumoned to answer unto Charles Calvert Esqꝫ of a plea that he render to him the summe of fifty thousand pounds of tobacco which he oweth and unjustly deteineth &c.

Whereupon the said Charles Calvert by Thomas Notley his Attorny saith that whereas the said Charles Calvert by a certaine paire of Indentures beareing date the tenth day of October in the seaven and thirty yeare of the Dominion of Caecilius &c Annoqꝫ Dom̃ One thousand six hundred sixty eight and made betweene the said Charles Calvert Esqꝫ on the One party and the said John Nutthall of the other party the One part sealed with the seale of the said John and here by the said Charles in Court brought did demise grant and to farme lett unto the said John Nutthall all that the Mannour of St Johns Scituate lyeing and being in the County of St Maries aforesaid containeing by estimation One thousand acres of land together with all and singular the houses edifices and buildings thereupon built together with the Orchards yards Gardens wayes easements woods underwoods profitts priviledges and Com̃odities to the Mannour belonging or any wayes appurteining which said premisses are now in the Occupation of him the said John Nutthall or his assignes To have and to hold the said [p. 70] Mannour and all and singular the above demised premisses with their appurtenñcs unto the said John Nutthall his heirs or assignes from the day of the date hereof for and dureing the full terme and time of five yeares from thence to be compleate and ended Yeilding and paying therefore yearly and every yeare dureing the said terme of five yeares to the said Charles Calvert his heirs executors or assignes the yearly rent or quantity of nine thousand pounds of good sound merchantable tobacco in caske in some convenient place or places in Wiccocomocco River and at S^t^ Georges River in S^t^ Maries County and in petuxent River in Calvert County on or upon the tenth day of October in every of the said five yeares And the said Charles saith that there is behind in arrears the summe of nine thousand pounds of tobacco of the yearly rent by the said Indenture reserved whereby action hath accrued to the said Charles Calvert to require and have of the said John the said summe of nine thousand pounds of tobacco and the said Charles further saith that the said John the first day of June in the seaven and thirtyth yeare of the Dominion of Caecilius &c did borrow of the said Charles the summe of One and forty thousand pounds of tobacco to be paid to the said Charles when thereunto required which said severall summes in the whole doe amount too the summe of fifty thousand pounds of tobacco which said summe of fifty thousand pounds of tobacco the said John hath not paid to the said Charles nor given him any content therefore whereupon the said Charles saith he is dampnified and hath losse to the value of foure thousand pounds of tobacco and thereupon he bringeth his suite.

And afterwards at this present provinciall Court to witt the tenth day of February in the eight and thirtith yeare of the Dominion of Caecilius &c Came the said John Nutthall in his proper person and defendeth the force and injury when &c and confesseth judgment by nihil dicit for the abovesaid debt of nine thousand pounds of tobacco and caske whereupon it is considered of by the Court here that the said Charles Calvert Esq recover against the said John Nutthall the said summe of nine thousand pounds of tobacco with costs

Whereupon it was Comanded the Sheriff of S^t^ Maries County that he levy by way of execution any the goods chattells or Creditts of the said John Nutthall to the value of twelve thousand pounds of tobacco being a debt recovered by the Hon^ble^ Charles Calvert Esq at the Provinciall Court here to witt the tenth day of February aforesaid as also three hundred and nineteene pounds of tobacco for costs expended in the same suits and the same to deliver to the said Charles Calvert or his Order and that he make returne &c the twelfth day of April next.

Ordered the tenth day of February in the xxxviii^th^ yeare of the Dominion of Caecilius &c that Henry Ward of Baltemore County be allowed out of the publique levy this yeare

	lb tob
For accomodation of Jerome White Esq at Barrones....	189
for his expence at Amickinn..........................	231
for 3 horses prest 7 dayes...........................	630
for boate hire......................................	40
	1090

Liber JJ [p. 71] Zachariah Cooke agt John Wilson } Whereas Zachariah Cooke merchant obteined against John Wilson a writt of Ne exeat provinciam issueing out of the Court of Chancery upon pretence that the said Wilson was indebted to him eleaven thousand pounds of tobacco and intended to fly this Province upon which writt the said Wilson was imprisoned by the space of fifty dayes, And the said Zachariah Cooke before the justices here this tenth day of February in the xxxviiith yeare of the Dominion of Caecilius &c appeareing and the said John Wilson likewise and the said Zachariah not being able to make it appeare to the said Court that the said Wilson was indebted to him any such summe as he had suggested wherefore it was Ordered by the Court that the said John Wilson should be discharged from his imprisonment for that cause and that the said Zachariah Cooke should pay to the said John Wilson One thousand pounds of tobacco for his costs and charges in that behalfe unjustly susteined Therefore it was comanded the Sheriff of Calvert County to take the body of the said Zachariah Cooke and him safe keepe so that he have his body before the justices here to witt the twelfth day of April next to satisfie the said John Wilson the said quantity of One thousand pounds of tobacco as also ninty three pounds of tobacco more for judiciall Charges expended in the same suite.

Benjamin Rozer agt John Balley } John Balley of the County of St Maries otherwise called John Balley of the province of Maryland merchant was sumoned to answer unto Benjamin Rozer Gent One of the Attornies &c in a plea that he render unto him eight hundred pounds of tobacco which to him he oweth and unjustly deteineth &c

And whereupon the said Benjamin in his proper person saith that whereas the said John the tenth day of December in the seaven and thirtith yeare of the Dominion of Caecilius &c was indebted to the said Benjamin the full quantity of eight hundred pounds of good sound merchantable leafe tobacco in caske as by his certaine bill obligatory Sealed with the seale of him the said John and here in Court produced appeareth whose date is the day and yeare abovesaid, to be paid to the said Benjamin his heirs executors administrators or assignes on all demands at some convenient place in Wiccocomocco River in Maryland to which payment well and truly to be made the said John did bind himselfe his heirs executors and administratrs firmly by the same bill which said summe of eight hundred pounds of tobacco the said John hath not paid according to the tenor of the said bill to the said Benjamin though often thereunto required but doth altogether refuse to pay the same whereupon the said Benjamin saith he is the worse and hath damage to the value of twelve hundred pounds of tobacco and thereupon he brings his suite.

And the said John Baylly in his proper person cometh and defendeth the force and injury when &c and confesseth judgment by nihil dicit for the debt aforesaid wherefore it is considered by the Court here to witt the eleventh day of February in the xxxviiith yeare of the Dominion of Caecilius &c Annoq͡ȝ Dom̃ MDClxix that the said Benjamin recover against the said John the debt aforesaid with costs, whereupon it was com̃anded the Sheriff of St Maries County that he take the said John and him safe keepe so that he have his body here the twelfth day of April next to satisfie the said Benjamin the debt aforesaid & two hundred pounds of tobacco for costs of suite &c Liber JJ

John Wilson agt Abraham Hughes } Abraham Hughes late of Petuxent in the County of Calvert Marriner was attached to answer unto John Wilson of a plea wherefore by force and armes an assault did make and him did beate wound imprison and evill entreate so that of his life he did dispaire and other enormityes to him did doe to the great damage of him the said John contrary to the peace of the Lord Proprietary. [p. 72]

And the said John Wilson by John Morecroft his Attorny Saith that the said Abraham the first day of November in the eight and thirtith yeare of the Dominion of Caecilius &c and also on the fourtenth day of the same month and also on the three and twentith day of the same month of November upon him the said John Wilson by force and armes an assault did make and him did beate wound imprison and evill entreate so that of his life he did dispaire and other enormityes to him did doe to the great damage of him the said John Wilson and contrary to the peace &c whereupon he saith he is dampnified and hath losse to the value of two hundred pounds Sterling and thereupon he bringeth his suite

And the said Abraham Hughes by Robert Carvile his Attorny cometh and defendeth the force and injury aforesaid when &c and saith that he is not in any sort guilty of the trespas assault and imprisonment by the said John in the declaration above complained off and of this he prayes may be enquired of by the Country and the said John also wherefore Com̃and is given to the sheriff of st Maries County that he cause im̃ediately to come here twelve &c by whom &c who neither &c because aswell &c

Att which day to witt the eleaventh day of February in the xxxviiith yeare of the Dominion of Caecilius &c the jurors betweene the parties aforesaid in the plea aforesaid appeared and the said John Wilson by John Morecroft his Attorny and the said Abraham Hughes by Robert Carvile his Attorny appeared likewise and the said Jurors being impannelled and sworne say upon their Oathes that the said John Wilson Susteined damages to the value of fifteen pounds Sterling by reason of the said trespas assault battery and imprisonment with costs of suite, therefore it is considered of by the Court here that the said John Wilson recover against the said Abraham Hughes

Liber JJ aswell the said summe of fifteene pounds sterling for his damages aforesaid as also the quantity of seventeene hundred fifty foure pounds of tobacco by him expended in the prosecution of the same suite, and the said Abraham Hughes in mercy.

Therefore Com̃and is given to the Sheriff of the County of Calvert that he take the said Abraham Hughes if &c So that he have his body before the justices here to witt the twelfth day of April next to satisfie the said John Wilson aswell the said summe of fifteene pounds sterling which to the said John Wilson by the justices here were adjudged for his damages which he susteined Occasioned of a certaine trespas assault battery and imprisonment done by the said Abraham Hughes by force and armes against the peace of the Lord proprietary and also the quantity of seventeen hundred fifty foure pounds of tobacco which to the said John Wilson were adjudged for his costs of suite expended in the prosecution of the same suite and that he then and there make returne &c at which day the same sheriff returnes that the said Abraham Hughes is not found within his bailiwick therefore it is Comand the sheriff of St Maries County that he take the said Abraham Hughes if &c So that he have his body before the justices here the seventh day of June next to satisfie to the said John aswell the said summe of fifteene pounds sterlings as also eighteen hundred twenty three pounds of tobacco costs of suite.

[p. 73] James Neale agt Cornelius Stenart } Cornelius Stenart late of Delaware Carpenter was sumoned to answer unto James Neale executor of the last will and testament of Richard Bennet deceased that he render unto him the summe of two thousand foure hundred ninty five pounds of tobacco which he unjustly deteineth &c

And whereupon the said James Neale by John Morecroft his Attorny saith that whereas the said Cornelius Stenart upon the eighth day of October One thousand six hundred sixty eight and in the seaven and thirtith yeare of the Dominion of Caecilius &c by his certaine writeing Obligatory Sealed with the seale of the said Cornelius Stenart here in Court produced whose date is the day and yeare abovewritten did acknowledge himselfe to Owe and Stand indebted unto him the said Richard Bennett the full and just quantity of two thousand foure hundred ninty five pounds of tobacco to be paid to the said Richard Bennett his heirs executors administrators or assignes at some convenient place in this Province at or before the thirtith day of October next ensueing the date of the said writeing which said summe of two thousand foure hundred ninty five pounds of tobacco to the said Richard Bennett dureing his life tyme nor to the said James Neale since his death hath not paid according to the tenor of the said bill but doth altogether refuse to pay the same though often thereunto required whereupon the said James saith he is dampnified and hath losse to the value of three thousand pounds of tobacco and thereupon he bringeth his suite and he bringeth also here in Court Liber JJ the Letters Testamentary of the said Richard Bennett whereby it may appeare to the Court here that he is executor of the said Richard Bennett of the Testament aforesaid and to have administration thereof.

And the said Cornelius by Robert Carvile his Attorny cometh and defendeth the force and injury when &c and the said Robert Saith as to one thousand six hundred forty five pounds of tobacco part of the abovesaid sum̃e he confesseth Judgment by Nihil dicit wherefore it is considered of by the Court here to witt the eleventh day of February in the xxxviiith yeare &c that the said James Neale recover against the said Cornelius Stenart the said summe of One thousand six hundred forty five pounds of tobacco with costs

Whereupon it was comanded the Sheriff of Talbott County that he take the said Cornelius Stenart if &c so as he have his body before the justices here to witt the fourtenth day of April next to satisfie the said James Neale aswell the abovesaid debt of One thousand six hundred forty five pounds of tobacco as also three hundred and six pounds of tobacco costs of Suite.

Walter Lane agt Samuel Stone } The deft being attached to appeare here at this day to witt the eighth day of February in the xxxviiith yeare of his Lōpps Dominion &c to answer unto the said Walter in a plea of trespas upon the Case, the justices here will consider whether the ne exe Reg shall be taken off which the plaintiff hath sued Out against the defendant

Afterwards to witt the xith of the same month of February Ordered by the justices here that the writt abate and that the said Samuel Stone be discharged from the ne exe Reg.

Elizabeth Story agt Josias Fendall } Josias Fendall late of Charles County Gent was [p. 74] attached to answer unto Elizabeth Story Administratrix of the goods and Chattells of Walter Story deceased in a plea of trespas upon the case.

And whereupon the said Elizabeth by John Morecroft her Attorny complaineth that whereas the said Josias bought had and received of Walter Story in his life time divers goods and merchandizes from the fifth of march One thousand six hundred sixty foure amounting in all to the summe of foure thousand sixty and One pound of tobacco as it may appeare by a certaine noate of particulars by the said Elizabeth here in Court brought, in consideration whereof the said Josias did assume upon himselfe and to the said Walter in his life time did faithfully promise that he the said Josias the said severall summes of tobacco amounting in the whole to the said summe of foure thousand sixty One pounds of tobacco to him the said Walter well and truly would pay when thereunto required notwithstanding the said Josias

Liber JJ his promise and assumption so as aforesaid to him the said Walter in his life time made little regarding but deviseing and fraudulently intending him the said Walter of the said summe of foure thousand sixty one pounds of tobacco subtilly to deceive the said summe of foure thousand sixty One pounds of tobacco in his life time nor to the said Elizabeth after his death to whom administration of all and singular the Goods and Chattells of the said Walter after his death was committed hath not paid nor given any content for the same to the hinderance and retardation of the said Administration and to the damage of the said Elizabeth six thousand pounds of tobacco And thereupon she bringeth her suite, and likewise doe bring here into Court the said Letters of Administration whereby it may more fully appeare to the Court here that she the said Elizabeth is Administratrix of all and singular the goods and Chattells of the said Walter Story deceased and that the Administration thereof is to her Committed.

And the said Josias by Robert Carvile his Attorny cometh and defendeth the force and injury when &c and the said Robert Saith that he did not assume upon himselfe in such manner and forme as the said Elizabeth in her declaration hath above alledged against him and of this he putts himselfe upon the Country and the said Elizabeth likewise, wherefore it is Com̃anded the Sheriff of s^t^ Maries County that he immediately cause to come here twelve &c by whom &c who neither &c because aswell &c

Att which day to witt the eleventh day of February in the eight and thirtith yeare of the Dominion of Caecilius &c the Jurors betweene the parties aforesaid in the plea aforesaid appeared and the said Elizabeth Story by John Morecroft her Attorny and the said Josias Fendall by Robert Carvile his Attorny appeared likewise and the said Jurors summoned impannelled and sworne upon their Oathes Say that they find for the plaintiff and allow the said plaintiff costs of suite, and the abovementioned debt of foure thousand Sixty One pounds of tobacco, therefore, it is considered off by the Court here to witt the same eleventh day of february in the yeare aforesaid that the said Elizabeth recover against the said Josias the said summe of foure thousand sixty One pounds of tobacco and five hundred thirty nine pounds of tobacco for costs of suite.

[p. 75] Memorandum that this day to witt the eleventh day of February in the eight and thirtith yeare of the Dominion of Caecilius &c came Ellinor Keene widdow executrix of William Bosman late of Somersett County by John Morecroft her Attorny and offered here to the said Court that the said Ellinor was lawfull wife to the said William at the time of his decease and that the said William had not by his last will given or bequeathed to the said Ellinor any entire part or portion of his estate and therefore the said Ellinor ought to have the third part of all the goods and Chattells of the said William at the tyme of his decease after debts paid, whereupon the said Justices then Ordered that a supersedeas should issue forth of this Court directed to the Comissioners and Sheriff of the said County of Somersett to require them to desist and supersede from any further prosecution of the said Ellinor in any wise whatsoever for or concerning the estate of the said William Bosman and that the Overseers named in the Will or any other that may in any wise be concerned therein have day here till the twelfth day of April next being the first day of the next provinciall Court to shew cause why the said Ellinor should not have the third part of the said estate to her to be allotted as her part and portion of her said Husbands estate, Whereupon it was required the said Comissioners and Sheriff that they and every of them doe from prosecuteing judging condemning executeing and imprisoning of the said Ellinor for any matter or cause concerning the estate of the said William altogether cease and supersede And the sheriff is also comanded to sumon all and every the Overseers of the said Will and all others the claimers of any thing by the said Will that they and every of them be and appeare before the justices here the same twelfth day of April aforesaid to shew cause if any they can why the said Ellinor should not have the third part of the estate of the said William as aforesaid and to stand to and abide &c. Liber JJ

And afterwards to witt at the Provinciall Court holden the fifteenth day of the same month of April in the yeare aforesaid it was Ordered by the Court here that the said Ellinor Keene (after debts paid) have the One third part of the estate of the said William Bosman and that the Legatees abate every One p̄ rato.

Marke Cordea agt John Nutthall } John Nutthall of the County of st Maries Gent otherwise called John Nutthall of the County of st Maries in the Province of Maryland Gent was sumoned to answer unto Mark Cordea in a plea that he render unto him sixty thousand pounds of tobacco which he oweth and unjustly deteineth &c.

And whereupon the said Marke by Robert Carvile his Attorny saith that whereas the said John upon the two and twentith day of march in the thirty seaventh yeare of the Dominion of Caecilius &c Annoq Dom̄ One thousand six hundred sixty eight by his certaine writeing Obligatory sealed with the seale of the said John and by the said Marke here in Court brought whose date is the day and yeare abovesaid did grant himselfe to be holden and firmly bound unto the said Marke in the full summe or quantity of sixty thousand pounds of good sound merchantable tobacco in caske to be paid to the said Marke Cordea or to his certaine Attorny his executors administrators or assignes when thereunto required to the which payment well and truly to be made the said John did bind himselfe his heirs executors and administrators in the whole and for the whole firmly by the said [p. 76] writeing notwithstanding which the said John the said summe of sixty thousand pounds of tobacco to him the said Marke though often thereunto required hath not paid nor given to him any Content for the same, whereupon he saith he is dampnified and hath losse to the value of two thousand pounds of tobacco And thereupon he bringeth his suite.

And the said John Nutthall by Daniel Jenifer his Attorny doth come and defend the force and injury when &c and prayeth the heareing of the said writeing and it is read unto him he prayeth also the heareing of the Condition of the said writing and it is read unto him in these words the Condition of this Obligation is such That if the abovebound John Nutthall his heirs executors and administrators or any of them doe and shall well and truly pay or cause to be paid to the abovenamed Mark Cordea his executors administrators or assignes or any of them the full and just summe or quantity of thirty thousand pounds of like good sound and merchantable tobacco and caske at One entire payment at or upon the tenth day of October next ensueing the date hereof at some convenient place in the County aforesaid that then this present Obligation to be of no effect or else to stand in full force and virtue, which words being read and heard the aforesaid John by his said Attorny cometh and defendeth the force and injury when &c and saith that the aforesaid Marke Ought not to have his action aforesaid against him because he saith that he at the time of the makeing the writeing aforesaid was within the age of One and twenty yeares and this he is ready to averr, whereupon he demandes judgment whether the aforesaid Marke Ought to have his action aforesaid against him &c And the said Marke Saith that the said John was at full age and this he is ready to averr, And the aforesaid John saith that he was within the age of One and twenty yeares at the time of the makeing of the aforesaid writeing as he hath already alleadged and of this he prayes may be enquired of by the Country and the said Marke likewise.

Wherefore it is Comanded the sheriff of s^{t} Maries County that he cause to come here to witt the sixtenth day of April in the eight and thirtith yeare of the Dominion of Caecilius &c twelve &c by whom &c who neither &c because aswell &c at which day the Jurors betweene the parties aforesaid in the plea aforesaid appeared and the said Marke Cordea by Robert Carvile his Attorny and the said John Nutthall by Daniel Jenifer his Attorny appeared likewise and the said Jurors sum̄oned impannelled and sworne upon their Oathes say that according to the actions in buying selling and severall dealings of John Nutthall That the said John was of full age on the two and twentith day of march One thousand six hundred sixty eight which was the time of sealing and delivering the bond now in suite, wherefore it is considered off by the Court that the said Marke Cordea recover against the said John Nutthall the quantity of seaven thousand foure hundred forty six pounds of tobacco being the remainder of the abovesaid debt of thirty thousand pounds of tobacco with Costs Liber JJ

Thomas Studd against Valentine Hudlstun } Valentine Hudlstunn of Calvert County Smith was attached to answer Thomas Studd in an action of debt. And thereupon the said Thomas by Thomas Carleton his Attorny Saith that the said Valentine Hudlstun the eleventh day of July in the yeare of Our Lord God One thousand six hundred sixty and eight in the eight and thirtith yeare of the Dominion of Caecilius &c by his certaine bill the Coppy whereof is here in Court it haveing been proved before the Comissioners of [p. 77] Calvert County at a Court held there the first day of February in the eight & thirtith yeare of the Dominion of Caecilius &c in which said bill dated as aforesaid the said Valentine Hudlstun did Oblidge himselfe his heirs executors and administrators unto the said Thomas Studd his heirs executors administrators and assignes the full and just summe of twelve hundred pounds of good sound merchantable tobacco in Caske according to Act of Assembly to be paid upon the tenth day of October next following the said date in petuxent River notwithstanding the aforesaid Valentine Hudlstun the aforesaid summe of twelve hundred pounds of tobacco to the said Thomas Studd though often thereunto demanded he hath not as yet rendred but the same hath denyed to pay and as yet denyeth to render to the said Thomas Studd whereupon he is dampnified and hath damage to the value of One hundred pounds of tobacco & thereupon he brings his suite

And the said Valentine Hudlstun at this day to witt the xi^th^ day of February in the xxxviii^th^ yeare of the Dominion of Caecilius &c by Thomas Knighton his Attorny cometh and defendeth the force and injury when &c and saith that as to the abovesaid sume of twelve hundred pounds he is not informed by the said Valentine his Client of any answer thereunto to be given wherefore it is considered by the Court here that the said Thomas Studd recover against the said Valentine the said Summe of twelve hundred pounds of tobacco with costs of suite / which was Adjudged six hundred twenty foure pounds of Tobacco, and one hundred forty six pounds Judiciall Charges in all seaven hundred and seaventy which with the debt recovered amounteth to the sume of One Thowsand nine hundred and seaventy pounds of Tobacco.

Richard Tilghman ag^t^ Nicholas Brooke } Time granted both parties untill next Provinciall Court to witt the twelfth day of April next.

Liber JJ Thomas Fisher admr of Ri: Atkins agt Jenkin Price } Jenkin Price of the County of Calvert otherwise called Jenkin Prise of the County of Calvert Planter was Summoned to answer unto Thomas Fisher administrator of the goods and chattells of Richard Atkins in a plea that he render unto him the summe of two thousand six hundred thirty eight pounds of tobacco which he unjustly detaineth

And whereupon the said Thomas by John Morecroft his Attorny saith that whereas the said Jenkin Price upon the twenty Seaventh day of June one thousand six hundred sixty eight in the seven and thirtith yeare of the Dominion of Caecilius &c by his certaine writeing Obligatory sealed with the seale of the said Jenkin Price here in court produced whose date is the day and yeare abovewritten did acknowledge himselfe to owe and stand indebted to the said Richard Atkins the full and just summe of eight hundred and seventy pounds of good sound merchantable tobacco parcell of the aforesaid Summe of two thousand six hundred thirty eight Pounds of tobacco in caske upon all demands after the tenth day of October next ensueing the date hereof and to bring the said tobacco from pocomoke at his Owne charge and land it on Richard Keenes plantation in Petuxent River And whereas the said Jenkin upon the eighth day of June in the seaven and thirtith yeare of the Dominion of Caecilius &c by his certaine other bill Obligatory Sealed with the seale of the said Jenkin price here in—

[p. 78] Upon the petition of Thomas Brooke That Charles Ashcomb being appointed Overseer for the Highwayes in the resurection Hundred hath through ill will and malice to the petitioner caused a way to be made through his corne feild to his great damage

Ordered by the Court here to witt the ninth day of February in the xxxviiith yeare of his Lōpps Dominion &c that when the petitioners Said Corne feild fence be repaired it be no more broken downe.

—Court produced whose date is the day and yeare abovewritten did acknowledge himselfe to owe and stand indebted to the said Richard Atkins his heirs executors administrators or assignes the full and just summe of seventeene hundred sixty eight pounds of good sound merchantable tobacco residue of the aforesaid two thousand six hundred thirty eight pounds of tobacco in caske at or before the first day of september next ensueing the date hereof and did promise to bring the said tobacco from Pocomoke at his owne charge and land it upon the plantation of Richard Keene in petuxent River and so pay the amountment of the aforementioned sum̄e of seventeene hundred sixty eight pounds in sweet-sented at two pounds of Roanoke which said severall summes amount unto in the whole the summe of two thousand six hundred thirty eight pounds of tobacco, which said summe of two thousand six hundred thirty eight pounds of tobacco the Said Jenkin though often thereunto required to the said Richard Atkins in his life time nor to the said Thomas Fisher since his death according to the tenor of the said bill hath not paid whereupon he saith he is dampnified and hath losse to the value of [*blank*] pounds of tobacco and thereupon he bringeth his suite And the said Thomas Fisher bringeth here in Court the Letters of Administration to him granted of the goods and Chattells of the aforesaid Richard Atkins that it may appeare to the Court here that he hath the administration thereof. Liber JJ

And the said Jenkin price by Robert Carvile his Attorny cometh and defendeth the force and injury when &c and saith that he did in the life time of the said Richard pay unto the said Richard the summe of two thousand foure hundred and eighteen pounds of tobacco in part of payment of the two thousand six hundred thirty eight pounds of tobacco in the declaration abovespecified and this he prayes may be enquired of by the Country and the said Thomas also wherefore it is comãnded the Sheriff of s^{t} Maries County that he cause to come here twelve &c by whom &c who neither &c because aswell &c and as for the rest of the said summe of two thousand six hundred thirty eight pounds of tobacco being two hundred and twenty pounds of tobacco the said Jenkin doth acknowledge the action whereupon it is considered

The deposition of Richard Keene being Sworne in Open Court saith that Richard Atkins received of Jenkin price two hoggesheads of tobacco which he brought from the easterne Shoare to my house and that Atkins told me that he would allow him two for one and in a short time after he received of Jenkin price another hoggeshead of tobacco at his owne house and when he the said Atkins came home to my house he told me that he had received of Jenkin Price the best hoggeshead of Sweet Sented tobacco that he had seen this yeare and told me that he was to allow him two for one also he brought some [p. 79] of the leaves to me to shew me and further I cannot say.

Richard Keene

Afterwards to witt the eleaventh day of February in the eight and thirtith yeare of the Dominion of Caecilius &c day was given the said Jenkin Price to produce his wittnesses untill the first day of the next provinciall Court.

Richard Bayly ag^{t} James Humes } non suite awarded against the plaintiff

Thomas Tovey ag^{t} Thomas Brookes } day given to both parties untill the next provinciall Court

Liber JJ Wm Moffett agt } day given to both parties untill the next Provin-
Thomas Brooke } ciall Court

John Charles being subpen'd by Capt James Neale in the cause betweene the said Neale and Cornelius Stenart Ordered by the Court that the said Charles be allowed for his attendance two hundred and forty pounds of tobacco.

Francis Swinfin } It was com̄anded the Sheriff of Calvert County
agt John Decent } that he attach the body of John Decent if &c so that he have his body before his Lõpps justices here at this day to witt the eighth day of February to answer to Francis Swinfen in a plea of trespas upon the Case at which day the same Sheriff makes returne that the said John Decent is not found in his Bayliwick whereupon it was then Ordered by the Court that upon proof made of the demand or debt due from the deft to the Plaintiff that an attachment be granted the plaintiff.

Thomas Boyce being sum̄oned in the case between John Wilson plaintiff and Abraham Hughes deft allowed by the Court for his attendance one hundred and twenty pounds of tobacco.

Hugh Pollard being Sum̄oned in the case betweene John Wilson plaintiff and Abraham Hughes deft alled by the Court for his attendance One hundred and eighty pounds of tobacco.

Tho: Sprigg Att } Upon an Appeale from the County Court of
of Tho Mountford } Calvert County by William Moffett in a case
agt Wm Moffett } there late depending betweene Thomas Sprigg Attorny of Thomas Mountford plaintiff and the said William Moffett deft for foureteen hundred and eighteen pounds of tobacco Ordered that the said Moffett Satisfie the said Thomas Sprigg the abovesaid sum̄e of tobacco with costs of suite and double damages according to the County Court Order.

wherefore it is com̄anded the Sheriff of Calvert County that he take the said Wm Moffett if &c to satisfie to the said Thomas the said debt of fourteen hundred pounds of tobacco & also two thousand three hundred eighty two pounds of tobacco for costs of suite and that he make returne to the justices here the xiith day of April next of his proceedings herein.

[p. 80] By this publique Instrument of Procuration or Letter of Attorney be it Knowne and manifest unto all people That on the ninth day of the Moneth of October Anno Domini 1668, And in the 20th yeare of the Reigne of or Soveraigne Lord Charles the second by the Grace of God King of England scotland France & Ireland Defender of the faith &c Before me William scorey Notary and Tabellion publique by authority of oʳ Soveraigne Lord the King, Admitted and sworne Dwelling in this Citty of London, and in the pʳsence of the witnesses afternamed Personally appeared John Long of London aforesaid Marchant unto me Notary well Knowne, and hath made ordained & in his stead and place hath put & constituted, and by these pʳsents doth make ordaine, and in his stead and place doth put & constitute, Timothy Wright of London Marchant now bound for Virginia the bearer hereof his true and lawfull Attorney and Assigney Giving unto him full power Authority & speciall charge for in the name and to the use of him constituant To aske Demand leavy Recover and Receive all and singuler such sum̃e and sum̃es of money Debts goods Wares Marchandizes Effects and things wᵗsoever as now are or hereafter shalbe due oweing belonging & apperteyning unto the said Constituant by or from any person or persons whatsoever in Virginia aforesaid and Maryland or Either of the said places Be it by bill booke obligation spetialty account covenant Contract promise or otherwayes by any wayes or meanes whatsoever nothing Excepted nor reserved, with all Costs Damages and Interests, also to compound and agree and to account with & take account of any person or persons whatsoever in Virginia or Maryland aforesaid Likewise for & in the name of the said Constituant to Enter into and upon and to take possession of all or p̄t of any plantac̄on or plantations to him constituant belonging in both or Either of the places aforesaid and the same to Manure husband let sett, or otherwise dispose of the same (sale only Excepted) in the managing and Transacting all the affayres, and requisites thereunto belonging as his said Attorney shall thinke fitting and as shall most conduce to the proffit and Advantadge of him constituant and of whatsoever his said Attorney shall Recover and receive by vertu hereof, to make and give due Acquittances, Also if need be for the premises to appeare, and the person of thᵉ said Constituant to represent in all Courts and before all Lords Judges and Justices, and to doe say pursue impleade seize Sequester Attach arrest imprison & to condemne, and out of prison againe when need shalbe to Deliver, Likewise one Attorney or more with like or limited power under him to make & substitute, and at his pleasure againe to Revoake, and Generally in and concerning the pʳmises and the dependances thereof to doe say transact and accomplish all and whatsoever the said Constituant himself might or could doe personally, All which he promiseth to have and hold for good firme and of vallue forever, And further the said Constituant declared that in case of the said Timothy Wrights mortallity before or in the Execution of the pʳmises, then he doth by these pʳsents nominate appointe and constitute Thomas Notley Marchant now in Maryland & John Marshall now in London bound for Virginia aforesaid Jointly or severally his true and lawfull Attorneys to all intents and purposes what- Liber JJ

Liber JJ soever touching the p^r^mises and the Execution thereof as if the said Timothy Wright had still lived, Or his the said Constituants surviving Attorneys names had beene primaryly incerted, In witnes whereof the said Constituant hath hereunto put his hand and seale. This was thus done and passed in this said Citty of london in the writing office of Fredrick Jecem sole Notary to the King, & of me the said Notary in the p^r^sence of Solomon Allen and Robert Barton witnesses. John Long (sealed)

Edward Peerce
Joseph Blanchard
Sollo: Allen
Ro^b^ Barton

In Testimonium veritatis manu mea solita signavi, ac Sigillo coroboravi. (Locus Sigilli) W^m^ Scorey Not^rius^ Publ^cus^
1668

This L^re^ of Attorney proved by the Testimony of Cap^t^ Edward Peerce upon his oath. Edward Peerce
Sworne before me
the 8th of May 1669
Philip Calvert

[p. 81] The Provinciall Court of the Right Hon^ble^ Caecilius Absolute Lord and proprietary of the Provinces of Maryland and Avalon Lord Baron of Baltemore &c holden at S^t^ Maries the twelfth day of April in the eight and thirtith yeare of his Lõpps Dominion &c Annoq̃ Dom̃ One thousand six hundred and seventy before his Lõpps justices then present Philip Calvert Esq̃ Chancellour William Calvert Esq̃ Jerome White Esq̃ justices

For want of a full Court the said justices adjourned till the morrow at which day to witt the thirtenth day of the same April was then present Philip Calvert Esq̃ Chancellour William Calvert Esq̃ Jerome White Esq̃ and Baker Brooke Esq̃ justices.

At which day Thomas Jones and Kenelme Cheseldyne of S^t^ Maries County Gent were admitted and sworne Attornyes of this Court.

John Jarbo Sheriff of S^t^ Maries County presents to the Court here the Accompt of the publique levy for the said County and the same examined and allowed.

Thomas Innis Constable of S^t^ Maries Hundred presents to the Court here Robert Hatton Edward Horne Thomas Prue either of them to be constables of S^t^ Maries Hundred aforesaid, he desireing to be released of the said Office.

Whereupon Ordered by the Court here that warrant issue to Robert hatton to appeare before some One of his Lōpps justices to take the Oath of a Constable of the said Hundred and the said Thomas Innis be released. Liber JJ

Robert Bagnell ag^t Josias Fendall } Josias Fendall late of Charles County Gent otherwise called Cap^t Josias Fendall in Charles County the province of Maryland was sum̃oned to answer unto Robert Bagnell in a plea that he render to him three thousand two hundred and nineteene pounds of tobacco which he oweth and unjustly deteineth &c.

And whereupon the said Robert Bagnell by John Morecroft his Attorny Saith that whereas the said Josias by his certaine bill Obligatory sealed with the seale of the said Josias and here in Court produced did bind himselfe his heirs or assignes to pay or cause to be paid unto the said Robert Bagnell of the City of Bristoll merchant or to his assignes the just summe of three thousand two hundred and nineteene pounds of good sound tobacco and caske at or before the tenth day of October next after the date of the said bill at some convenient place in Charles County which said summe of three thousand two hundred and nineteen pounds of tobacco the said Josias hath not paid according to the tenor of the said bill (though often thereunto required) whereupon the said Robert saith that he is dampnified and hath losse to the value of foure thousand pounds of tobacco and thereupon he bringeth his suite.

And the said Josias Fendall by Robert Carvile his Attorny Cometh and defendeth the force and injury when &c and the said Robert saith that he is not informed by the said Josias his Client of any answer to him to be given wherefore the said Robert Bagnell remaineth against him the said Josias undefended wherefore it is considered of by the Court here that the said Robert Bagnell recover against the said Josias the said summe of three thousand two hundred and nineteen pounds of tobacco with costs.

John Wilson ag^t Peter Sharpe } Peter Sharpe late of Calvert County planter was sumoned to answer unto John Wilson in a plea that he render unto him twenty six thousand nine hundred and twelve pounds of tobacco which he oweth and unjustly detaineth [p. 82]

And whereupon the said John Wilson by John Morecroft his Attorny saith that whereas the said Peter was indebted unto the said John in the summe of twenty six thousand nine hundred and twelve pounds of tobacco which said summe of twenty six thousand nine hundred and twelve pounds of tobacco the said Peter Sharpe doth refuse to pay to the said John whereupon an action doth accrue to the said John to have of the said peter the said summe of twenty six

Liber JJ thousand nine hundred and twelve pounds of tobacco, And thereupon he brings his suite.

And the said Peter by Robert Carvile his Attorny cometh and defendeth the force and injury aforesaid when &c and the said Robert saith that he is not informed by his Clyent to say any thing against the said Action wherefore it is considered of by the Court here that the said John recover against the said Peter the said summe of twenty six thousand nine hundred and twelve pounds of tobacco with Costs but that execution should stay till the last day of October Court next.

Upon the Petition of William Land that being left freindlesse and altogether unable to provid for himselfe and haveing nothing left him by his freinds prayes to chuse with whom to live

Ordered by the Court here to witt the xii^th^ day of April in the xxxviii^th^ yeare of the Dominion of Caecilius &c That the said William Land live with Daniel Devine untill he be eighteene yeares of age.

April xii^th^ MDClxx

Thomas Griffith Constable of S^t^ Michaels Hundred presents to the Court here to serve as Constable the next ensueing yeare for the same Hundred George Charlsworth William Thomas Thomas Wright or any One of them

Ordered that George Charlsworth serve as Constable for the same Hundred the next ensueing yeare and that warrant issue for him to appeare before some one of his Lõpps justices to take the Oath of a Constable.

[p. 83] To the Hon^ble^ his Lõpps Deputy Governours and Justices in Provinciall Court assembled.

The humble Petition of Richard Boughton of Charles County Humbly Sheweth

That whereas Nicholas Emanson of the said County did in August last commence an action of trespas on the case in the County Court of the said County against your petitioner and Obtained Order of the said Court that M^r^ Benjamin Rozer before the houseing of the Cropp should audite your Petitioners and the said Emansons accompts and that whatsoever appeared upon the said Audit and report thereof to be due from your Petitioner to the said Emanson upon the ballance of their accompts that then your Petitioner should satisfie the same to the said Emanson, And likewise whereas the said Emanson erroniously supposeing the said Order to be a judgment (which your Petitioner humbly conceives was none) did neverthelesse even without any application of himselfe to the aforesaid Auditor for auditeing the said accompts im̃ediately take forth a Capias ad satisfaciendū which hath bin served and executed upon your Petitioner Liber JJ some weekes since and under which your petitioner now lyeth and that not only for the Originall debt pretended but likewise for all costs of the suite and Clarkes Fees which the said Emanson tooke upon him to satisfie takeing receipts for the same and that notwithstanding the bill of costs was neither allowed off by the Court nor entered by the Clerke on record and notwithstanding also the accompt drawne up on the Clerkes Fees is most unjust and illegall The premisses considered and for that there are many more errors in the issueing the said execution which your petitioner shall be able to make manifest He humbly prayes your Honrs for writt of error to be granted him for the reversall of the said pretended judgment and execution thereupon according to the usuall and legall course and proceeding.

And your Petitioner as in duty bound shall every pray &c

Ordered by the Court here to witt the xiiiith day of April in the xxxviiith yeare of the Dominion of Caecilius &c That a writt of Error and Supersedeas be granted the said Richard Boughton

Upon the petition of James Barkehurst to the Governours and Council That by an Act of the last Assembly he was to receive out of the publique Levy two thousand two hundred sixty two pounds of tobacco but by mistake of the Clarke that transcribed the Act his name is mistaken and made to James Barker instead of Barkehurst

Ordered by the Deputy Governours here to witt the xiith day of April in the xxxviiith yeare of his Lōpps Dominion &c That the said James Barkehurst give bond to Christopher Rousby Sheriff of Calvert County that if any such person as James Barker appeare and demand the said tobacco that then the said Barkehurst repay the same and that In the interim the said Christopher Rousby pay the same to the said Barkehurst.

Wm Calvert Esqꝫ agt } Thomas Ringold late of Kent County was [p. 84]
Thomas Ringold } Summoned to answer unto William Calvert Esqꝫ in a plea of trespas upon the case. And whereupon the said William by Robert Carvile his Attorny saith that the said Thomas being justly indebted to the said William in the summe or quantity of One thousand pounds of good sound merchantable tobacco and caske did upon consideration thereof the sixtenth day of June in the yeare of Our Lord One thousand six hundred sixty six assume upon himselfe and then faithfully promised to pay or cause to be paid to the said William Calvert his heirs executors or assignes the said summe of One thousand pounds of good sound merchantable tobacco and caske upon demand notwithstanding the said Thomas his promise and assumption aforesaid little regarding but fraudulently intend-

Liber JJ ing the said William of the said One thousand pounds of tobacco and caske to deceive the same hath not yet paid or satisfied according to his promise and assumption aforesaid although often thereunto requested by the said William and the same to him yet to pay doth refuse to the damage of the said William of two thousand pounds of tobacco and thereupon he commenceth suite &c.

And the said Thomas by John Morecroft his Attorny cometh and defends the force and injury when &c and the said John Saith that as to Seaven hundred and foure pounds of tobacco part of the abovespecified sum̄e of One thousand pounds of tobacco he is not informed by the said Thomas his Client of any answer thereunto to be given wherefore the said William remaineth against the said Thomas for the said summe of Seaven hundred and foure pounds of tobacco undefended wherefore it is considered of by the Court here to witt at S^t^ Maries the fourtenth day of April in the xxxviii^th^ yeare of his Lōpps Dominion &c that the said William recover against the said Thomas the said summe of seaven hundred and foure pounds of tobacco with costs of suite.

William Calvert Esq^r^ ag^t^ Garret Van Sweringen adm^r^ Thellowalle } Garrett Vansweringen of the County of S^t^ Maries Inholder administrator of the goods and Chattells of William Thellowalle deceased was sumoned to answer unto William Calvert Esq^r^ in a plea that he render unto him three thousand pounds of tobacco which he unjustly deteineth &c.

Whereupon the said William Calvert by John Morecroft his Attorny saith that whereas the said William Thellowalle upon the twenty fourth day of December One thousand six hundred sixty eight and in the seaven and thirtith yeare of the Dominion of Caecilius &c by his certaine bill Obligatory sealed with the seale of the said William Thellowalle bearing date as abovesaid and here in Court produced did acknowledge himselfe to owe and stand indebted unto William Calvert Gent of S^t^ Maries County the quantity of three [p. 85] thousand pounds of good sound merchantable tobacco in caske to be paid upon all demands after the tenth day of november next ensueing the date of the said bill unto the said William Calvert Gent his heirs executors administrators or assignes the whole payment well and truly to be performed the said William Thellowalle did bind himselfe his heirs executors administrators and assignes joyntly and severally firmly by the said writeing which summe of three thousand pounds of tobacco the said William Thellowalle in his life time did not pay nor give any content therefore nor hath the said Garrett Vansweringen since the death of the said William Thellwalle paid the same nor any part thereof but the said summe of three thousand pounds of tobacco doth altogether refuse to pay though often thereunto required to the great damage of the said William Calvert whereby he saith he is dampnified and hath losse to the value of foure thousand pounds of tobacco and thereupon he bringeth his suite. Liber JJ

And the said Garrett by Robert Carvile his Attorny cometh and defends the force and injury when &c and the same Attorny sayes that he is not informed by him the said Garrett his Client of any answer to the said William to be given as to nine hundred pounds part of the said summe of three thousand pounds of tobacco by which he remaineth against the said Garrett thereof undefended, Therefore it is considered off by the Court here to witt the sixtenth day of April in the xxxviiith yeare of his Lōpps Dominion &c that the aforesaid William doe recover against the said Garrett of the estate of the said William Thellowalle the said summe of nine hundred pounds of tobacco with costs of suite.

Thomas Mathews ag^{t} Jn^{o} Allell adm^{r} Jn^{o} Hitchinson } John Allen late of Charles County merchant administrator of the goods and Chattells of John Hitchinson deceased was sum̄oned to answer unto Thomas Mathews in a plea of trespas upon the case

Whereupon the said Thomas by Benjamin Rozer his Attorny saith that whereas the said John Hitchinson in his life time that is to say the last day of August in the yeare of Our Lord One thousand six hundred sixty seaven did owe and stand indebted to the said Thomas the summe of foure thousand foure hundred sixty nine pounds of tobacco for meate drink lodging phisick and other accomodations by him before that time had and received of the said Thomas he the said John Hitchinson in consideration thereof did assume upon himselfe and to the said Thomas then and there faithfully promised that the said summe of foure thousand foure hundred sixty nine pounds of tobacco he would to the said Thomas pay upon demand yet notwithstanding the said John Hitchinson in his life time his promise and assumption aforesaid little regarding and the aforesaid John Allen after the death of the aforesaid John Hitchinson to whom the administration of all the goods and Chattells which were the aforesaid John [p. 86] Hitchinsons at the time of his death by the Cheife judge for probate of Wills and granting of administrations committed and to him sufficient goods and chattells to pay all the debts of the said John deceased came to be administred although often requested the aforesaid foure thousand foure hundred sixty nine pounds of tobacco did not pay or satisfie and the said John Allen the same to pay or satisfie as yet doth deny and refuse to the great damage of the said Thomas and thereupon he bringeth his suite

And the said John Allen by Robert Carvile his Attorny cometh and defendeth the force and injury when &c and the same Attorny saith that he is not informed by the said John his Client of any answer to be to the said Thomas given by which the said Thomas remaineth against the said John undefended therefore it is considered off by

Liber JJ the Court here to witt the sixtenth day of April in the xxxviii^th^ yeare of his Lõpps Dominion that the said Thomas recover against the said John Allen of the estate of the said John Hitchinson the aforesaid summe of foure thousand foure hundred sixty nine pounds of tobacco with costs of suite.

John England ag^t^ George Beckwith } George Beckwith late of the County of Calvert planter was attached to answer John England in a plea of trespas upon the case And whereupon the said John England by John Morecroft his Attorny saith that whereas the said John England the twenty second day of may in the six and thirtith yeare of the Dominion of Caecilius &c at petuxent in the County aforesaid had bought of Christopher Birkhead marriner two hoggesheads of bread and One hoggeshead of malt and the same haveing so bought as is aforesaid the said John with the consent & likeing of the said George and in consideration that he the said John did then and there assume upon himselfe and to the said George did faithfully promise that he the said John would pay to him the said George reasonable storage did putt the said two hoggesheads of bread and the said One hoggeshead of malt into the tobacco-house of him the said George and them there left in the Custody and Safe Keepeing of him the said George in consideration whereof he the said George did assume upon himselfe and to the said John did then and there faithfully promise that he the said George the said two hoggesheads of bread and One hoggeshead of malt safely would keepe and them to the said John when thereunto required the said John paying reasonable storage for the same would deliver notwithstanding which the said George his promise and assumption little regarding but diviseing and fraudulently intending him the said John of the said two hoggesheads of bread and the said One hoggeshead of malt utterly to deceive and defraud the said two hoggesheads of bread and the said One hoggeshead of malt to him the said John though often thereunto required the said John proffering to pay him the said George reasonable storage for the same hath not delivered but doth altogether refuse to deliver the same to the great damage of him the said John whereupon he saith he is dampnified and hath losse to the value of ten thousand pounds of tobacco And thereupon he bringeth his suite

And the said George Beckwith by Robert Carvile his Attorny cometh and defendeth the force and injury when &c and saith he did not make such promise or assumption as the said John England hath [p. 87] in the said Declaration above alleadged and of this he putts himselfe upon the Country and the said John England also therefore Cõmand is given to the Sheriff of S^t^ Maries County that he im̃ediately cause to come here twelve &c who neither &c because aswell &c.

Afterwards to witt the fourtenth day of April in the xxxviii^th^ yeare of the Dominion of Caecilius &c came the said John England by John Morecroft his Attorny and prayed respite untill the next provinciall Court which was accordingly granted him by the Court Thomas Jones of Somersett County haveing acknowledged himselfe security in Open Court for the payment of all costs and charges if the said John England be cast. Liber JJ

John Tully ag^{t} } The plaintiff declares and imparlance till next
Mathias Decosta } Court.

Memorandum that this day to witt the fourtenth day of April in the xxxviiith yeare of the Dominion of Caecilius &c came James Nutthall the sonn of John Nutthall late of the Crosse Mannour in the County of S^{t} Maries and chose for his Gardian Thomas Sprigg of Calvert County Gent who was admitted by the Court.

Ordered that Joseph Wickes execute the office of a Coroner in Talbott County and that Thomas South be discharge of that office.

Benjamin Rozer ag^{t} } The def^{t} appeares by Thomas Knighton his
Henry Stockett } Attorny and imparlance untill the next Provinciall Court.

Henry Hooper ag^{t} } William Burges late of South river in the
W^{m} Burges et al̄ } County of Ann Arrundell Gent Thomas Taylor late of the ridge in the said County of Ann Arrundell Gent and Samuel Chew late of [*blank*] in the said County of Ann Arrundell were attached to answer unto Henry Hooper in a plea of trespas upon the case

And whereupon the said Henry by John Morecroft his Attorny complaineth that whereas by the Statute of magna charta chapter the twenty ninth made in the ninth yeare of the Raigne of King Henry the third it is contained that no free man shall be taken or imprisoned or disseised of his freehold or his liberties or his Free Customes or outlawed or banished or by any meanes destroyed neither will wee goe upon him neither will we send upon him except by legall judgment of his equalls or by the Law of the land Wee will sell to none Wee will deny or delay to none justice or right and the said Henry Saith that whereas the said Henry was by virtue of certaine letters of administration the twenty first day of February in the One and thirtith yeare of the Dominion of Caecilius &c Annoqꝫ Dom̄ One thousand six hundred sixty two under the lesser seale of this province by Henry Sewall [p. 88] Cheife Officer for the probate of wills and granting administration within the said Province lawfully constituted appointed and authorized to the said Henry Hooper committed and appointed administrator of the Goods and Chattells of Richard Gott deceased whereby the said Henry Hooper became lawfully invested with the said estate as

Liber JJ is aforesaid they the said William Burges Thomas Taylor and Samuel Chew together with Richard Ewen the ninetenth day of November in the thirty fifth yeare of the Dominion of Caecilius &c Annoqȝ Domini One thousand six hundred sixty six by force and armes to the house of the said Richard at Herring Creeke in the County of Ann Arrundell in a menaceing manner came by pretence and colour of an Order of Court to impower them to come here and to require an accompt of the estate of the said Richard Gott of and from the said Henry which the said Henry refuseing to give them unlesse they the said William Burges Thomas Taylor and Samuel Chew would shew him their Com̃ission to authorize them thereunto, did give order to John Ewen to take out of the possession of the said Henry the said estate which there by increase was come to the number of sixty head of Cattle which were then in the possession of the said Henry without any legall tryall therefore had or by any law or Com̃ission contrary to the forme and effect of the said Act of magna charta out of the possession of the said Henry did take and wrest in contempt of the said Act as by the said Act it doth at large more appeare to the great damage of the said Henry whereupon he saith he is dampnified and hath losse to the value of fifty thousand pounds of tobacco and thereupon he bringeth his suite and the said Henry doth bring in Court here the said letters of Administration that it may appeare to the Court that he hath the administration thereof

And the said William Thomas and Samuel by Robert Carvile their Attorny come and defend the force and injury when &c and say they are in no wise guilty of the trespas and breach of the Act above against them by the said Henry complained off and off this they putt themselves upon the Country and the said Henry likewise

Ordered by the Court here to witt at S^{t} Maries the sixtenth day of April in the xxxviiith yeare of the Dominion of Caecilius &c that if the plaintiff sues not out a venire facias the next Court that then the def^{ts} may.

Thomas Pagett
ag^{t} James Humes } a nonsuite awarded against the plaintiff

Robert Williams
ag^{t} James Lewis } the plaintiff being to depart the province Swore to his accompt in Open Court

Randall Revell ag^{t}
Richard Ackworth } Richard Ackworth late of Somersett County planter was attached to answer Randall Revell in a plea of trespas And whereupon the said Randall by John Morecroft his Attorny saith that whereas the said Richard Ackworth the five and twentith day of July in the eight and thirtith yeare of the Dominion of Caecilius &c at monokin in a certaine place called the double

purchase by force and armes did enter and two timber trees of the value of forty shillings did fell take and carry away and other enormities did there doe contrary to the peace whereupon he saith he is dampnified and hath losse to the value of five pounds sterling and thereupon he bringeth his suite. Liber JJ [p. 89]

And the said Richard by Robert Carvile his Attorny cometh and defendeth the force and injury when &c and saith he is not guilty of the trespas aforesaid abovesupposed against him

Ordered by his Lōpps justices here to witt the sixtenth day of April in the xxxviiith yeare of his Lōpps Dominion &c that the Com̄issioners of Somersett County issue out a venire facias for twelve men of the neighbourhood to enquire of the supposed trespas and take the Oathes of the wittnesses (if any) and make their returne to the justices here at the next provinciall Court

John Anderton agt
Thomas Hinson

Ordered that execution issue against the said Hinson for a certaine debt due to the said Anderton upon a judgment formerly granted

Upon an appeale from the County Court of Somersett County by Randall Revell deft and William Johnson plaintiff the proceedings there being returned hither the judgment of the Court here is that the said William Johnson is free and Order the judgment of the County Court to be confirmed.

Wm Moffett agt
Thomas Brook

nonsuite awarded against the plaintiff

Wm Moffett agt
Thomas Brook

nonsuite awarded against the plaintiff

Garret Vansweringeen
agt Curtis Fletcher

day given to both parties untill next Provinciall Court

John Watkins agt
Thomas How

referred by consent of both parties untill next Provinciall Court

Daniel Jenifer agt
Stephen Mountague

Stephen Mountague of Charles County otherwise called Stephen Mountague of Charles County in the Province of Maryland Gent was attached by a writt of priviledge issueing out of this Court to answer unto Daniel Jenifer One of the Attornyes &c in a plea that he render unto him Seven thousand fifty two pounds of tobacco which he oweth and unjustly doth detaine &c

judgment awarded against the defendant for the debt aforesaid by nihil dicit.

Liber JJ Thomas Tovey agt Thomas Brooke } imparlance till next Provinciall Court.

Rich: Tilghman agt Nicholas Brookes } an injunction.

[p. 90] Edmond Burton admr Rebecca Burton &c agt Edward Leake } the plaintiff declares the deft putts in his plea and respited untill next Court.

Charles Calvert Esq agt Thomas Cosden } Thomas Cosden late of st Maries County otherwise called Thomas Cosden Inholder of the County of St Maries in the province of Maryland was attached by a writt of privilidge out of this Court issueing to answer to Charles Calvert Esq cheife justice of this Court according to the Liberties and priviledges of the justices of the said Court &c in a plea of debt

And whereupon the said Charles by Thomas Notly his Attorny saith that whereas the said Thomas Cosden the second day of February in the thirty seventh yeare of the Dominion of Caecilius &c at Newtowne in the County of St Maries by his certaine Indenture made betweene him the said Thomas on the one part and the said Charles of the other part which said first part was sealed with the seale of the said Thomas he the said Charles here in Court produceth the date whereof is the same day and yeare aforesaid demiseth to the said Thomas all that messuage or Tenement of land with the appurtenñcs which formerly was the plantation of Walter Pake of Brittans Bay in the County aforesaid to hold and occuppy from the day of the date of the said Indenture untill the end and terme of three yeares fully to be compleate and ended rendring and paying therefore yearly unto the said Charles Calvert or his assignes dureing the said terme three thousand pounds of tobacco in caske at some convenient place in the County of St Maries aforesaid at or upon the second of February in every of the yeares by virtue of which demise the said Thomas the day and yeare aforesaid into the messuage aforesaid with the appurtenñcs did enter and was and yet is thereof possessed and three thousand pounds of tobacco and caske of the rent aforesaid for one yeare ending the second day of February in the eight and thirtith yeare of the Dominion of Caecilius &c was behind and yet remaines unpaid by which action doth accrue unto the plaintiff to require and have of the defendant the aforesaid three thousand pounds of tobacco and caske yet the aforesaid Thomas though often required the aforesaid three thousand pounds of tobacco and caske hath not paid whereupon the said Charles saith he is dampnified and hath losse to the value of six thousand pounds of tobacco And thereupon he bringeth his suite.

And the said Thomas Cosden in his proper person by Benjamin Rozer his Attorny and confesseth judgment by nihil dicit for the debt aforesaid therefore it is considered off by the Court here that the said Charles Calvert Esqꝫ recover against the said Thomas Cosden the abovesaid quantity of three thousand pounds of tobacco with costs of Suite.

Charles Calvert Esqꝫ &c agt Thomas Cosden } Thomas Cosden of St Maries County in the Province of Maryland was attached by a writt of priviledge issueing out of this Court to answer to Charles Calvert Esqꝫ Cheife justice of this Court according to the liberties and priviledges of the Justices of the same Court &c in a plea of trespas upon the case whereupon the said Charles Calvert by Thomas [p. 91] Notley his Attorny complaineth against the said Thomas Cosden for that whereas the said Thomas Stood indebted unto the said Charles Calvert the quantity of eleven hundred and forty pounds of tobacco and being so indebted did assume upon himselfe and to the said Charles Calvert Esqꝫ did faithfully promise that he the said Thomas the said summe of eleven hundred and forty pounds of tobacco to the said Charles Calvert would well and truly pay and satisfie when thereunto he should be required yet the said Thomas his promise and assumption as aforesaid little regarding the aforesaid summe of eleven hundred and forty pounds of tobacco hath not paid or satisfied but the same doth refuse to pay though he hath been often thereunto required to the great damage of him the said Charles Calvert whereupon he saith he is dampnified and hath losse to the value of sixteene hundred pounds of tobacco and thereupon he bringeth his suite.

And the said Thomas Cosden (appeareing in his proper person) by Benjamin Rozer his Attorny and confesseth judgment by nihil dicit for the debt aforesaid therefore it is considered off by the Court here that the said Charles Calvert recover against the said Thomas the abovesaid quantity of eleven hundred and forty pounds of tobacco with costs of suite

John Gramer plt agt Patrick Due deft } The plaintiff prayes Costs against the deft for fourteen hundred thirty five pounds of tobacco which was allowed him by the Court here.

Upon the petition of Charles Boteler being Ordered to survey a parcell of land in difference betweene Henry Warren and George Goodricke Ordered that the said Boteler be allowed and paid by the said Goodrick eight hundred pounds of tobacco.

Upon the Complaint of Evan Thomas Servant to John Camell concerning his Fredome

Ordered the said Evan Thomas satisfie the said John Camell for his charges three hundred eighty foure pounds of tobacco.

Liber JJ Upon the petition of Augustine Herman concerning the servants of Mr Voss of Virginia

Ordered that the sheriff of Ann Arrundell County make returne of the precept sent to him concerning the said servants.

To Mr John Morecroft Attorny Generall of the province of Maryland or to any other Attorny belonging to the provinciall Court holden at the Citty of St Maries

These are to impower you or any One of you to be my attorny to appeare for me in an action depending in the said Court it being of debt and the honorable William Calvert Esqꝫ plaintiff and there to confesse judgment on my behalfe and what you shall doe therein [p. 92] I doe and will ratifie and allow as my Owne act and deed Wittnes my hand and seale this ninth day of April 1670

Signed Sealed and delivered Tho: Ringgold (seale)
in the presence of
Christopher Goodhand
Isaac Winchester

John Rogers agt Tho: Fisher admr Rich: Atkins } day given to both parties untill the next provinciall Court.

I doe hereby appoint and authorize Robert Carvile Gent one of the Attornyes in the Provinciall Court to appeare for me in that Court at the suite of William Calvert Esqꝫ or marke Cordea and confesse judgment for me by nihil dicit or non sum informatus against the estate of William Thellwell deceased and for so doeing this shall be your warrant Given under my hand and seale the 29th day of December 1669 G V Sweringen (seale)
the marke of
Peter **P K** Key
John Ellwind

I doe hereby give warrant and authority to Mr Robert Carvile One of the Attornyes of the Provinciall Court to appeare for me as my Attorny at the suite of Thomas Mathews and confesse judgment by non sum informatus for 4469 ℔ of tobacco and for so doeing this shall be your warrant Given under my hand & seale the xith day of February 1669 John Allen (seale)
Wittnes Tho: Carleton
Walter Hall

May 7th 1670 By the Deputy Leiftennts

Maryland ss: Whereas there is a necessity for the keeping an Orphants Court for the province aforesaid it is Ordered that the said Court is to be held at St Maries upon the last Saturday in june next

Philip Calvert
Wiłł Calvert

Warrants then issued to the severall and respective Sheriffs to make proclamation within their respective Baylywickes of the abovesaid Order. Liber JJ

Feb 18th 1670 [p. 93]

John Freeman aged twenty six yeares or thereabouts sworne saith that on the Twenty Eighth day of January last past aboard the ship William of Dover Edward Maynard Comander being in the great Cabbin of the said ship heard the said Maynard and John Nicholls talking about some goods sent by the said John Nicholls ventured to Capt Veere by him the said Maynard this Dept saith that he heard the said Maynard say that he was chased to Mevis by two men of warre, and it being a starving time there the Governor seized his provision for the use of the Island and the said Nicholls asked the said Maynard if he Remembred what the three hogsheads of wheate Flower weighed that he ventured by him to Capt Veare, Maynard answered he did not Know what they weighed, then the said John Nicholls said, as I remember they weighed 1750lb, Maynard said, no they did not for they weighed but fowerteene hundred and seaventy the said Nicholls said, sr I hope when your Receive the Effects you will make us retornes Maynard replyed I will for I have left my Attorney there, and told him the goods were yours speaking to the said Nicholls and further saith not

The marke of
John + Freeman

Sworne in open Court and Entred
upon Record the 18th of February 1670
Robert Ridgely Clerke

Joshua Merriton aged 31 yeares or thereabouts saith

That he heard John Nicholls aske Edward Maynard master of the shipp William of Dover if he remembred what the three hogsheads of wheate Flower that he ventured by him weighed, and the said Nicholas said as I remember they weighed seaventeene hundred and fifty pounds, and the said Maynard said no they did not for they weighed but fowerteene hundred and seaventy, the said Nicholls said sir I hope when you Receive the Effects you will make me retorne the said Maynard Replyed I will for I have left my Attorney at Mevis, and told him the goods were yours speaking to him the said John Nicholls and further saith not

Joshua Meriton

Sworne in open Court and Entred
upon Record the 18th of February 1670
Robert Ridgely Clerke

This Indenture made the twentith day of march in the seaven and thirtith yeare of the Dominion of Caecilius Absolute Lord and Proprietary of the provinces of Maryland and Avalon Lord Baron of Baltemore &c Annoqꝫ Dom̃ One thousand six hundred sixty eight Betweene William Berry of Petuxent in the County of Calvert planter [p. 94]

Liber JJ on the One party and Thomas Skinner of Talbott County planter On the Other party Wittnesseth That the said William for and in consideration of three thousand pounds of tobacco to him in hand paid by the said Thomas the receipt whereof the said William doth hereby acknowledge and thereof and of every part and parcell thereof doth hereby absolutely and cleerely exonerate acquitt and discharge the said Thomas Skinner his heirs executors administrators and assignes by these presents hath given granted bargained aliened sold enfeoffed and confirmed and doe by these presents give grant bargaine alien sell enfeoffe and confirme unto him the said Thomas Skinner his heirs and assignes for ever All that parcell of land called Berryes Chance lyeing at the head of Little Choptanck river on the easterne shoare Begining at a marked pine being the utmost bound tree of Stephen Gary's land and runing from the said line east for the breadth of One hundred perches to a marked white Oake bounding On the east by a line drawne north from the said Oake three hundred and twenty perches On the north by a line drawne west from the end of the north line for bredth One hundred perches till it intersect a paralell with the land of Stephen Gary On the west with the said land and paralell On the south by a Creeke called Sharpes Creeke Containeing and laid Out for two hundred acres more or lesse together with all the rights and benefitts thereunto belonging and also all patents Deeds writeings and evidences touching or concerning the same To have and to hold the said parcell of land and all and singular the bargained premisses unto him the said Thomas Skinner his heirs and assignes for ever To the Only proper use and behoofe of him the said Thomas Skinner his heirs and assignes for ever And the said William Berry for himselfe his heirs executors and assignes doth hereby Covenant and grant to and with the said Thomas Skinner his heirs and assignes that he the said William Berry his heirs executors and administrators the said parcell of land and all other the bargained premisses unto him the said Thomas Skinner his heirs and assignes against all manner of persons whatsoever shall and will for ever hereafter warrant and defend by these presents the rents and services hereafter to become due to the Lord Proprietary for the same alwayes excepted and foreprized And further that he the said William Berry his heirs and assignes shall and will from tyme to tyme and at all tymes hereafter dureing the space of Seaven yeares at the request and the proper costs and charges in the Law of him the said Thomas Skinner his heirs and assignes make doe execute and suffer or cause to be made done executed or suffered all and every such further and other act or acts thing or things device or devices assurance or assurances whatsoever requisite in the premisses for the better assureing and more sure makeing of the said bargained premisses unto him the said Thomas Skinner his heirs and assignes for ever Be it by inrolment of these presents fine feoffment or otherwise or by any other lawfull wayes or meanes as by him the said Thomas Skinner his heirs or assignes or his or their Council learned in the Law shall be reasonably devised adviced or acquired In wittnesse whereof the parties abovewritten have hereunto interchangably sett their hands and seales the day and yeare first abovewritten Liber JJ [p. 95]

Signed Sealed and delivered Will: Berry (sealed)
in the presence of
Dan: Clarke
Ri: Rainer

The aforegoeing Deed was the 15th day of April Anno 1670 by the said William Berry acknowledged in Open Court to be his Act and deed.

To all Christian people to whom these presents shall Come William Berry of the river of petuxent in the County of Calvert Sendeth Greeting &c Know yee that I the said William for divers good causes and considerations me at this time especially moveing have made ordained constituted and in my place putt my welbeloved in Christ Stephen Gary of Little Choptanck in the County of Dorcester planter my true and lawfull Attorny to enter for me and in my stead and name into that parcell of land called Berrys Chance lyeing at the head of Little Choptanck River On the easterne shoare and full and peaceable state possession and seisin thereof for me and in my stead and name to take and after such state possession and seizin so thereof had and taken State possession and seizin to Thomas Skinner of Talbott County planter and his heirs for me and in my stead and name to deliver according to the tenor forme force and effect of a certaine writeing indented beareing date with these presents made betweene me the said William Berry of the One part and the aforesaid Thomas Skinner of the Other part ratifieing and confirmeing all and whatsoever my said Attorny shall doe or cause to be done in the premisses as fully and wholly as I my selfe could have done if I had bin there personally present In wittnes whereof I have hereunto sett my hand and seale this twentith day of march in the thirty seventh yeare of the Dominion of Caecilius &c Annoq̧ Dom̄ 1668 Wm Berry (sealed)
Signed Sealed and delivered
in the presence of
Dan: Clarke
Rd Rainer

The abovewritten warrant of Attorny was by the said Wm Berry acknowledged to be his Act and Deed in Open Court April the 15th 1670.

Know all men by these presents That I John Vanheeck of Baltemore County in the province of Maryland gent have made Ordained and in my place and stead by these presents putt and constitute my

Liber JJ trusty freind M^r^ Thomas paine of the County of s^t^ Maries in the aforesaid province to be my true and lawfull Attorny for me and in my name and to my use to aske demand sue for recover and receive of and from Cap^t^ Josias Fendall a Conveyance for two thousand ackers of land lyeing in the County of Baltemore with an acknowledgment in Court Giveing and granting unto my said Attorny my full power and authority in and about the premisses to act execute and performe as & my selfe might or could doe being personally present [p. 96] And I doe promise to ratifie allow and approve of all and whatsoever my said Attorny shall doe and cause to be done in and about the premisses by virtue of these presents In wittnesse whereof I have hereunto sett my hand and seal this 18th day of march Anno Dom̄ 1669. Jn° Vanheeck (seal)

Signed sealed and delivered
in the presence of Us
Rob Williams
James Kastell

The abovewritten Letter of Attorny was by Robert Williams One of the wittnesses thereunto in Open Court proved April the 16th 1670.

Know all men by these presents That Wee John peerce of the County of Calvert Chirurgeon and John Anderton of the County of Talbott Gent are holden and firmly bound unto William Calvert of the County of S^t^ Maries Esq̧ his heirs or assignes in the full and just summe of twenty thousand pounds of good sound merchantable tobacco and to be paid to the said William Calvert or to his certaine Attorny his executors administrato^rs^ or assignes To which payment well and truly to be made wee bind Us and either of Us by Our selves for the whole and in the whole Our and every of Our heirs executors adm^rs^ & assignes and every of them firmly by these presents sealed with our seales Dated the sixtenth in the xxxviiith yeare of the Dominion of Caecilius &c Annoq̧ Dom̄ 1670.

The Condition of this Obligation is such that if the abovebounden John Peerce and John Anderton their heirs or assignes or either or any of them doe and shall from time to time and at all times well and truly appeare and make satisfaction for all and singular the goods and Chattells now in the hands of Raymond Stapelfort which shall appeare to be the goods of Richard Meekins and Johannah his wife or either of them if the heirs of Richard Miller doe come and lay claime to the same and likewise save and keepe harmlesse and undampnified the abovenamed William Calvert his heirs or assignes for delivering the same That then this present Obligation to be void or else to remaine in full force power and virtue

Signed sealed and delivered John Peerce (seale)
in the p^r^sence of John Anderton (seale)
Thomas Notley
Tho: Brooke

Know all men by these presents That I John Currer of London Liber JJ Grocer for divers and sundry good and valuable causes and considerations me thereunto especially moveing doe make constitute Ordaine assigne depute authorize appoint and putt my loveing freind Ezekiel Croscomb comander of the good shipp King Solomon and my loveing Nephew John Currer my true and lawfull Deputyes or Attornyes joyntly and severally for me and in my name and to my only use to aske demand levy recover and receive of John Wright of Maryland planter all and every sum̄e and summes of mony and monyes worth goods Chattells Com̄odities merchandize dues and demands whatsoever which now is or are due oweing payable comeing and belonging unto me from the said John Wright by any manner of wayes or meanes whatsoever and upon his deniall nonpayment satisfieing or delivery of the same or any part thereof to sue arrest attach implead imprison and condemne or cause to be condemned and prosecuted [p. 97] with effect to judgment and execution and upon payment satisfieing or delivery of the same or any part thereof out of prison againe to deliver and enlarge and for the same to acquitt release and discharge an acquittance or acquittances or any ǫther legall discharge whatsoever for me and in my name to make seale subscrib and deliver as my own act and deed and all and whatsoever my said Deputyes and Attornyes or either of them shall lawfully doe or cause to be done in or about the premisses or any part thereof I the said John Currer doe and will ratifie confirme and establish by these presents In wittnesse whereof I have hereunto sett my hand and seale the fourtenth day of November Anno Regni Dom̄ nost̄ Caroli Sec^{d} nunc Regis Angł &c vicesimo Annoqꝫ Dom̄ 1668. John Currer (seale)

Sealed and delivered
in the presence of
Tho: Truman
W^{m} Currer

Entred upon the Records
Ꝑ John Wright Cł of Kent County

April 15th 1670 The abovewritten Letter of Attorny was by the Oath of Thomas Truman one of the wittnesses thereunto in Open Court proved.

July xixth MDClxx

John Adwick of S^{t} Maries County desired his marke of Cattle to be recorded which is as followeth vizt overkeeld on the right eare and the left eare Cropt and Slitt.

July xixth MDClxx

William Adwick of S^{t} Maries County desired his marke of Cattle to be recorded which is as followeth vizt the right eare underkeeld and the left eare overkeeld.

Know all men by these presents that I Thomas Jenkins of Charles County in the Province of Maryland planter have made constituted

Liber JJ and ordained and doth by these presents make constitute and ordaine my trusty and welbeloved frend Thomas Hussey of the same County and Province my true and lawfull Attorney for me and in my name and for my proper use and behoofe to aske require and receive all my Just debts and dues within the said Province of Maryland unto me belonging giving and by these presents graunting unto my said Attorney my full power and lawfull Authority, for non payment or satisfaction of the said debts and dues to arrest sue for impleade imprison and condemne and out of prison to deliver, and to appeare before all Judges and Justices of the Law, and upon Recovery or receipt of any such debt or debts, to signe seale and deliver any discharge, which shalbe needfull for me and in my name to make seale and deliver, and one Attorney or more under him to make and at his pleasure to Revoake, giving and by these presents graunting unto my said Attorney as full power in the premises as any Attorney hath or ought to have, or I my self might or could doe being then and there personally present, Revoking all former Letters of Attorney by me made [p. 98] In witnes whereof I the said Thomas Jenkins have hereunto set my hand and Seale this twelveth of Aprill 1670.

Signed sealed and Delivered Tho: Jenkins (sealed)
in the presence of us
Ma: Stone
Ro: Goodrick

Know all men by these presents that I Josias Fendall of Charles County in the Province of Maryland gentl, doe constitute nominate and appoint my trusty frend mr Robert Carvill of St Maryes County in the Province aforesaid my true and lawfull Attorney in such cases as are now Depending betweene me and Mrs Storey or Capt Miles Cooke, and what my said Attorney shall doe in either of the cases aforesaid I doe hereby ratefy & confirme as fully and amply as if I my self were there p̄sonally present and did act the same, In witnes whereof I have hereunto set my hand and seale this thirtyth day of January 1669. Josias Fendall (sealed)

Signed Sealed and Delivered
in the presence of
Thomas Feckrill
Thomas Eagle

Know all men by these presents that I John Brittayne of Charles County in the Province of Maryland Carpenter doe nominate constitute and apoint Henry Hardy of the same County and Province my lawfull Attorney to aske leavy Recover receive and take all debts dues and demands whatsoever which are due to me from any person or persons whatsoever within the same County and Province, I the said Henry Hardy of the same County and Province aforesaid doe

Engage to pay all Just debts which can lawfully be made appeare from the aforesaid John Brittayne within the Province and County aforesaid, In witnes whereof we have hereunto set our hands and seales this two and twentieth day of February in the yeare of our Lord God 1669.
John Brittaine (sealed)
Henry Hardy (sealed)

Sealed and Delivered
in the presence of
Garret Roules
Nath: Smith

[p. 99] Know all men by these presents that I William Cosh of Salem in New England Marriner doe hereby constitute ordaine and appointe Thomas Notley of St Maryes County in the Province of Maryland Marchant to be my lawfull Attorney for me and in my name to aske demand Sue for Leavy and Recover of all manner of persons whatsoever within the Collony of Virginia or Province of Maryland, all such sum̄e or sum̄es Quantity or Quantityes of Tobacco, as are now due or oweing unto me the said William Cosh, or which shall hereafter become due, unto me from any person or persons, whatsoever within the said Colloney and Province, and them to impleade prosecute and Condemne, and into prison to commit, and out of prison to release, and any lawfull acquittance or discharge in my name to make Seale and Deliver, and Generally to doe Execute and performe all and Every other lawfull, act or acts whatsoever, about the premises as fully and amply as I my self could doe if I were personally present at the doeing thereof hereby ratifyeing and confirming all and whatsoever my said Attorney shall doe or cause to be done in or about the premises In witnes whereof I have hereunto set my hand and seale the Eleaventh day of March in the six and thirtieth yeare of the Dominion of Caecilius &c Anno 1667
Signed sealed and Delivered William Cosh (sealed)
in the presence of us
Tho: Lomax
William Newfinger

August 2d 1670, Thomas Lomax made oath that he saw the abovewritten William Cosh Signe seale and as his act and Deed Deliver the abovewritten Letter of Attorney before me Philip Calvert

Know all men by these presents That I Edward Peirce Commander of the shipp the Goulden Fortune of London have constituted and apointed, and doe by these presents constitute and appointe, mr Robert Carvill one of the Attorneyes of the Provinciall Court of Maryland, my true and lawfull Attorney for me and in my name, to sue, prosecute, impleade or Defend any action, suite, or plaint, which shall hereafter be sued, prosecuted or impleaded in any of the Courts of Record of the Province of Maryland, and to receive and recover

Liber JJ what sum̃e or sum̃es of money or Tobacco shalbe due or payable hereby, and to give sufficient release or releases for the same as if myself were present, or to doe any other lawfull act or Acts, thing or thinges, in and touching the premises, as my said Attorney shall thinke fitt and convenient, Hereby giving my said Attorney my full power and promising to ratefy and confirme the same, In Witnes whereof I have hereunto set my hand and seale this fifteenth day of June 1670. Edward Pearce (sealed)

Sealed and Delivered
in the presence of
Tho: Notley
Geo: Manwaring

2d of August 1670

This L^{re} of Attorney was proved by the oath of M^{r} Thomas Notley who saw th^{e} same sealed and Delivered, before me Philip Calvert

[p. 100] August the 16th 1670.

Came Thomas Hinton of the County of S^{t} Maryes and desired that the Ear marke of his God daughter Grace Greengoe might be recorded which is as followeth vizt, Cropt on both Eares overbitted and underbitted on both Eares.

August th^{e} 19th 1670

Came William and Nicholas Cole of S^{t} Maryes County and desired that the Eare marke of their Cattle might be recorded vizt, Flower de luce the left Eare Cropt and slit and underhaved the Right Eare.

August the 30th 1670

Came Abraham Le Master and desired that his Eare marke of his Cattle might be recorded (vizt) Flower de luce in the Right Eare, cropt and hol'd in the left.

Eodem Die

Came William Williams and desired that his Earemarke of his Cattle might be recorded (vizt) Crop and slit in the Right Eare, and a slit in the left.

September the third 1670

Came Henry Exon of S^{t} Maryes County Blacksmith and desired that his Eare marke, and Brand marke of his Cattle might be recorded which is as followeth vizt Cropt on the left Eare and two slitts, and slit on the Right. Brand Marke HE

September 7th 1670

Came Thomas Locur & desired to have his Eare marke of his Cattle Recorded w^{ch} is as Followeth (viz^{t}) Swallow Forkt on the Right Eare & hoale in the Left:

September 7th 1670 Liber JJ
Came Thomas Locur and desired the marke of his sonne Thomas Locur to be Recorder Vizt) Under Keeled on the Right Eare & Cropt on the left & hoale

Septemb^{r} 15th
Came Edward Horne & desired his Brand Marke of his Cattle to be Recorded w^{ch} is as Followeth (vizt) A diamond ◇

Septemb^{r} 15th 1670
Came Edward Horne & desired the Eare marke of his daughter Elizabeth Horne to bee Recorded w^{ch} is as Followeth (vizt) Over Keeled one the Right Eare

Septemb^{r} 30th 1670
Came Thomas Prize & desired his Earemarke of his Cattle to be Recorded w^{ch} is as Followeth The Right Eare Cropt & a hoale & Under bitted the left Eare Cropt & slitt & Bitted before

Maryland ss Memorandum That On the One & twentith Day of July in the 38th yeare of the Dominion of Caecilius &c Annoqȝ Dom̄ One thousand six hundred sixty nine Livery seizin & possession of the Crosse Manno^{r} house wth all the Members Lands & appurteñnces & also Elizabeth Manno^{r} wth all the Members Lands & appurteñnces to th^{e} same Manno^{r} Belonging Or appertaineing was by John Nutthall Delivered (by turfe & twigg & possession) to Walter Hall To The use of him the said Walter his heires & assignes for ever in the presence of [p. 101]

J Blomfeild
Richard Moy

John Blomfeild and Richard Moy make Oath th^{t} they saw Livery & seizin made by the above named John Nutthall to the above named Walter Hall in forme abovesaid ½ sd
Before me this 7th Day of October 1670 ☜
Philip Calvert

Know all men by these presents that I John Parker of Weymouth merch^{t} doe Constitute and Ordaine and in my Place appoint my welbeloued Friend Thomas Manning of Maryland Liuing in the County of Caluert Gent̄ my Lawfull and true Atorney To aske Require Leauy require & Receiue in my name for mee & to my use all and singular Sum̄es of Money Tobaccoes and Debts whatsoeū they bee of all manner of persons in any wise to mee Due pertaineing or Belonging in any part or place wthin the p̄vince of Maryland Giveing and Graunting to my sayd Atorney my full and whole power and Authority in the premisses to plaint Arest sue declare impleade Imprison Cause to bee Condemned and Release the sd debto^{rs} or Recouer and Receiue & thereupon Finally Accord and acquitt Letters of Acquit-

Liber JJ tance or other discharges for me and in my name to Compound seale & deliuer Atorney or Atorneyes one or more under him to ordaine & sett at his pleasure and againe to Reuoake and moreouer to doe Execute p̄forme Conclude and Finish for mee and in my place as is mentioned Before w^ch^ shalbee Expedient and necessary Concerning the p^r^misses as throughly wholey and Surely as my selfe should doe if I were there in my owne p^r^son p̄sent and all w^t^euer my sayd Atorney Shall happen to doe or cause to be done in and for the p^r^misses I doe promise to allow Ratify and Establish and thereto I bind mee my heires and Executo^rs^ by these p^r^sents & Furthermore I doe by these p^r^sents Reuoake and Null all or any Lett^rs^ of Atorney by mee made to any person or persons in this province of Maryland or Virginia In Wittnes hereof I sett my hand & seale the 7^th^ of June 1670

Signed sealed & deliuered John Parker (Sealed)
in the p^r^sents of
W^m^ Smith
W^m^ Jones
W^m^ Gray

Novemb^r^ 3^d^ 1670 one the Backe side of the Foregoeing Lett^r^ of Atorney was thus written (vizt) William Jones made oath that hee saw John Parker signe seale and as his act and Deed Deliuer the w^th^in written Letto^r^ of Atorney Philip Caluert

[p. 102] Know all men by these p^r^sents that I Andrew Cooke of London merch^t^ doe Constitute and Ordaine and in my place appoint my well beloued Friends in Crist M^r^ Thomas Manning Senior and Jn^o^ Manning both of them belonging to Maryland Liueing in the County of Calvert planters I doe make them or Either of them my Lawfull and True Atorney or Atorneyes to aske Require Leauy Recouer and Receiue in my name for mee and to my use all and singular sum̄es of Money Tobaccoes & Debts whateuer they bee of all manner of p^r^sons in any wise to me due pertaineing or belonging in any part or place w^th^ the sd Land of Saint Maryes belonging to any of the p̄ticular Counties thereof Giueing and Graunting to my sayd Atorney or Atorneyes my full and whole power and Authority in the p^r^misses to plaint arrest sue declare Impleade imprison Cause to be Condempned and Release the sd debto^rs^ or Recouer and Receiue and Thereupon Finally accord and acquitt Letters of Acquittance and other discharges for mee and in my name to Compound Seale and deliuer Attorney or Atorneyes one or more under them to ordaine and sett at theire pleasures and Againe to Revoake & moreouer to doe Execute p^r^forme Conclude and Finish for mee & in my place as is mentioned afore all and singular things w^ch^ shalbee Expedient and necessary Concerning the p^r^misses as Thoroughly wholly and suerly as my selfe should doe if I were there in my one p^r^son p^r^sent and all that euer my sayd Atorney or Atorneyes shall happen to doe or cause to bee done in and for the p̄misses I doe p̄mise to Alow Ratify Liber JJ and Establish wth p̄formance and thereof I doe binde mee my heires Executo^{rs} by these p^{r}sents In wittnes whereof hereunto I doe sett my hand and seale this Three and Twenteeth day of Febrūy one Thousand six hundred sixty and nine Andrew Cooke (sealed)

Signed sealed & deliuered
in the p^{r}sents of
W^{m} Power
W^{m} Smith
W^{m} Grey

w^{m} Smith made Oath before mee this third day of Nouemb^{r} that hee saw Andrew Cooke seale and deliuer this Lett^{r} of Atorney as his Act and Deed Philip Caluert

By this Publique Instrument of Procurac̄on or Letter of Atorney Bee it knowne and Manifest unto all People that on the six and twentith day of the mounth of August Anno domini 1669 and in the one and twenteeth yeare of the Raygne of our Soueraigne Lord Charles the second by the Grace of God King of England Scotland France and Ireland defender of the faith &^{c} Before mee William Scorey Notary and Tabellion publique by Authority of our sd Soueraigne Lord the King Admitted and sworne dwelling in this Citty of London And in the p^{r}sents of the wittnesses afternamed p^{r}sonally [p. 103] appeared Robert swann Cittyzon and Merchantailor of London aforesd And hath made ordained and in his Steade and place hath put and constituted and by these presents doth make ordaine and in his steade and place doth put and Constitute Christopher Rousbey of Maryland merch^{t} his true and Lawfull Atorney and assig̃ey Giueing unto him full power Authority and Speciall Charge for in the name and to the use of him Constituant To aske demaund Leauy Recouer and Receiue of and from Richard Loes of Rapahanock in Virginia afforesd Planter or of his heires or Goods wheresoeuer they shalbee found or of such other p̄sonn or p̄sonns as it of Right shall appertaine all and singular Such Summe and Summes of Money Debts Goods wares Merchandizes Effects and things whatsoeuer as the sd Richard Loes now doth or hereafter shall owe and bee Indebted unto the sd Constituant Bee it by Bill Booke Obligac̄on Specialty Account Couenant Contract promise or otherwise by any wayes or meanes whatsoeuer nothing Excepted nor Reserued wth all Costs Damages and Interest Alsoe to Compound and Agree and to account wth and take account of the S^{d} Richard Loes of the Recoueryes and Receipts Compositions and Agreements Accquittances or other sufficient discharge in the name of the s^{d} Constituant to make subscribe seale and Deliuer And if neede bee for the premisses to appeare and the person of the sayd Constituant to Represent in all Courts & before all Lords Judges and Justices and to doe say pursue Impleade Seize

Liber JJ sequester Attaich arrest Imprison and to Condempne and out of prison againe when neede shalbee to deliuer likewise one Atorney or more wth like or Limitted power under him to make and substitute and at his pleasure againe to Revoacke and Generally in and Concerning the premisses and the dependences thereof to doe say transact and Accomplish all and whatsoeuer the sd Constituant himselfe might or could doe ꝑsonally Although the matter Required more speciall Authority then herein is Comprised all w^{c}h hee promiseth to haue and hold for good firme and of Vallue for euer/ In wittnes whereof the sd Constituant hath hereunto put his hand and seale this was thus done and passed in this Citty of London in the writeing office of Fredericke Ixem sole notary to the King and of mee the sd notary in the p^{r}sents of Nicholas Haward alsoe notary publique & Robert Barton wittnesses Robert Swann (sealed)

Sealed & deliuered
in the p^{r}sents of
Nich^{o} Haward Not^{rius} Publique
1669
Ro Barton James Connaway
Rob^{t} Morris

In Testimonium Veritatis manu mea solita Signavi ac Sigillo Corroboravi W^{m} Scorey Not^{rius} Pub^{cus}
1669

[p. 104] Know all Men by these p^{r}sents That Wee Thomas Cole of th^{e} Towne of Southampton Gentl̄ & Stephen Rogers of the Towne & Port of Dover marriner Doe hereby Assigne Authorize make Depute appoint & Constitute o^{r} Lovinge Friende Thomas Notley of Wa-Comaca River in Virginia March^{t} o^{r} True & Lawfull Attorney & Assignee for us & in o^{r} names place & steade to Aske demand sue for Leavye recover & receive of th^{e} Ex^{r} or Adm̄istrato^{r} of Thomas Bull late of the Towne & Porte of Dover aforesd Deceased or any other whome it doeth or may Concerne All such sum̄e & sum̄es of money as are due & owinge unto us the said Thomas Cole & Stephen Rogers uppon or by vertue of One Bond or Obligac̄on bearinge Date th^{e} Two & Twenteth day of January Anno Dom̄ 1667 wherein the said Thomas Bull stood Bound att the time of his Death unto us the said Thomas Cole & Stephen Rogers in the Penall Sum̄e of Sixty pounds Condic̄oned for th^{e} paym^{t} of the Sum̄e of Thirty poundes att a day Long Since past As by the said Bond & Obligac̄on & the Condic̄on thereof more att large appeareth Givinge & by these p^{r}sents Grantinge unto o^{r} Said Attorney & Assignee o^{r} full power & Author-[p. 105]ity touchinge th^{e} p^{r}misses by all Lawfull wayes & meanes w^{t}soeū to Doe say Sue impleade ꝑsecute Seize arrest Attach imprison & Condemne & out of Prison to Deliver, And to receive Compound Agree Release Acquitt & Discharge & One Attorney or more under him to

Substitute & the Same againe to revoake And to doe p̄forme execute ende & Determine all & eūy or any other Act matter thinge & things wtsoever wch shall bee meete needefull or expedient to be done p̄formed or Executed in or about the prmisses or any parte thereof as amply powerfulley & effectually in Every respect as wee orselves might or could doe or p̄forme the same if wee weere from time to time prsent att the doeinge thereof & did the same p̄sonally Ratefinge & Allowinge for good & efecctuall in the Law all & wtsoever or said Attorney & Assignee or any his Substitutes shall Lawfully doe or p̄cure to be done in or about the prmisses or any parte thereof by vertue of these prsents In Witnes whereof wee the said Thomas Cole & Stephen Rogers have hereunto Sett or hands & Seales Dated the Fower & Twentieth day of August A. Dom̄ 1670 And in the Two & Twentieth yeere of the raigne of or Soūaigne Lord King Charles the second over England &c. Liber JJ

Thomas Cole (Sealed)
Stephen Rogers (Sealed)

Signed Sealed & Deliūed by
the abovenamed Thomas Cole
in the prsence of Winder Major
Wm Stokes Notus Pub̄ls
John Exon

Sealed & Deliū by the above named
Stephen Rogers in the prsence of
Ri: Gibbon Nots Publs
Jo. Stokes

Novembr 11th Came Henry Mathewes of St Maryes County and desired his m̄ke of Cattle to be Recorded as Followeth (Vizt) Cropt on the Left Eare & Slitt and the Right Eare whole [p. 106]

By Vertue of a Commission & Instrucc̄ons Graunt from Caecilius Absolute Lord & Proprietary of the Pvinces of Maryland & Lord Baron of Baltemore &c, Hath Constituted mee Jerome White Esqr Surueyor to bee his surueyor Genl wthin the sd Province of Maryland Therefore These are to Let all men Know that I The Abouesd Jerome White haue Constituted & appointed & doe by these prsents Constitute & appoint my Well Beloved Friend Daniell Clarke of Dorcet County to bee my deputy Surueyor & to Lay out & suruey wthin the Sd County of Docett Land To the quantity of Fiue Thousand acres to wch hee shalbee Reguired by Lawfull warrant Giuen under my hand & Seale this Day the 13th of Aprill in the xxxviiith yeare of Caecilius Annoqꝫ Dom̄ MDClxx

Jerome White
Surueyor Gen̄l (Sealed)

Octobr the 31th 1670

Came Robert Gates & Desiered his Eare marke of Cattle to be Recorded as Followeth (vizt) Under Keeld on the Right Eare, & over Keeld & slitt on the Left eare

Liber JJ [p. 107] I doe hereby Desire you And doe give you Full power Lycence & Authority to appeare for me in the next Provinciall Co^rt^ In an Ac-c̄on uppon the Case uppon Accompt att the suite of John England Marriner, And this shall be yo^r^ Sufficient Warrantt in th^t^ behalfe In Witnes whereof I have hereunto sett my hande & seale the Thirteenth day of December in the Thirty Eighth yeare of Caecilius &c Annoq Dom̄ 1669 George Beckwith Sealed.

Sealed & Delivered
in the p^r^sence of us
Christopher Rousby
James Drever

To Rob^t^ Carvile of
S^t^ Maryes Gent.

William Talbot Esq secretary of Maryland, To all persons to whome these presents shall come sendeth greeting in our Lord God Everlasting Know yee that whereas the Right Hono^ble^ Caecilius Lord and Proprietary of the Provinces of Maryland and Avalon Lord Baron of Baltamore &c hath Deputed and Constituted me Principall secretary of this Province and also by my self or my sufficient Deputy to Keepe all the Records and processes of any of the County Courts within this Province Now Know yee that being well assured of the honnesty fidellity and Circumspection of William Hemsely of the County of Talbot gent and for diverse other good Causes and Considerations me hereunto moveing have Deputed Constituted and appointed the said William Hemsley Clerke of the said County Court of Talbot and to Keepe in his possession all the Records writs Processes &c to the same Court belonging and also to have the full intire and whole benefit from or by the same arising or in any manner or way becoming due according to the Lawes and reasonable Customes of this Province To have and to hold the same to him the said William Hemsley so long as he shall well behave and Demeane himself in the said Office and not be convicted of any misdemeano^r^ in his Execution thereof or so long time as I shall Continue secretary of this Province Given under my hand and seale which in this p̄t I use this 13^th^ day of December in the 39^th^ yeare of the Dominion of Caecilius &c Annoq Domini 1670 Will: Talbot sealed

On the backside of a bond from Edward Burton of Kent County unto Daniell Holland of Northumberland County in Virginia for a man servant dated the 6^th^ of Aprill 1669 was thus written (vizt)

I Daniell Holland of Northumberland County in Virginia doe Constitute and appointe Robert Carvile of S^t^ Maryes in Maryland my Attorney for me to sue and Emplead Edward Burton of Kent County in Maryland planter for and upon the within mentioned writeing witnes my hand this 16^th^ day of August 1670.

Test: W^m^ Turvile

The marke of
Daniell **D H** Holland

This L^re^ of Attorney proved by W^m^ Turvile before me this 13^th^ day of December 1670.
Philip Calvert

Know all men by these presents that I Edward Martindale of the Citty of Bristol Marchant have constituted ordained and apointed, and by these presents Doe ordaine Constitute and apointe my Trusty and beloved Frends Daniell Wastfeild W^m^ Smith and Mathew Nelson my true and lawfull Attorneys for me and in my name and place and to my sole and proper use and behoofe to aske demand Recover and Receive, all and Every such debt and Debts whatsoever as are resting due and belonging unto me upon my owne proper or Companyes acc^t^ within the Province of Maryland or any p̄t thereof, whether by bill bond obligation acc^t^ or any otherwise due or that may become due to me or mine Assignes from any p̄son or p̄sons whatsoever within the Province aforesaid Giving and graunting unto my said Attorneys, and unto all and Every of them Jointly and apart full power and lawfull authority upon Refusall or default of payment to be made upon Demand of any of the aforesaid debts to sue arrest implead and imprison recover and receive, and upon Receipt to acquit discharge and release acquittance or acquittances to graunt and signe as fully amply largely and Effectually to all intents and purposes as if my self were p̄sonally present to doe th^e^ same and one or more Attorney or Attorneys under them or any one of them to depute ordaine and apointe as occasion may require Ratefyeing confirming and Establishing all things whatsoever my said Attorneys or any of them shall or may lawfully doe herein as firmly and Effectually as if I my self were present to doe th^e^ same In Testimoney whereof I have hereunto put my hand and seale this 26th day of August Anno Domini 1668. Edw: Martindale (sealed) Liber JJ [p. 108]

Signed and Delivered
in presence of
Simon Browne
Francis Watts

Memorandum that this day Came before me Francis Watts and made oath that Edward Martindale did Deliver the abovementioned Letter of Attorney as his Act and Deed and did see th^e^ said Edward signe seale and Deliver th^e^ same to the use of the said Daniell Wastfeild W^m^ Smith & Mathew Nelson Witnes my hand January 6th 1668

Charles Calvert

Recorded Edm: Buchampe Cler̄ Cur̄ Com̄ Som̄

The 6th of January 1672

Came John Richins of S^t^ Maryes County and Desired the Eare marke of his Cattle might be Recorded which is as followeth, A figure of Three over the Right Eare and a figure of three under the left Eare The Tayle Cutt

The Provinciall Co^rt^ of the Right hono^ble^ Caecilius Absolute Lord & Proprietary of the Provinces of Maryland & Avalon Lord Barron [p. 109]

Liber JJ of Baltemore &c, houlden att S^{t} Maryes The Thirteenth day of December In the Nyne & Thirtieth yeare of the Dominion of his said Lo^{pp} Annoqȝ Dom̄ 1670, before his Lo^{pps} Justices then Present

Present.
Charles Calvert Esq^{r} Leiften^{t} Gene^{ll}
Phillipp Calvert Esq^{r} Chancellor
William Talbot Esq^{r} Secretary
Co^{ll} William Calvert Esq^{r}
Baker Brooke
Thomas Trueman
Samuell Chew
Esq^{rs} Justices.

Proclamac̄on The Co^{rt} beinge mett The Cryer made Proclamac̄on (viz^{t}) All manner of Persons whoe have any thinge to Doe att this Provinciall Co^{rt} holden heere this day draw neare & give yo^{r} Attendance

W^{m} Talbot Esq^{r} William Talbot Esq^{r} Secretary of this Province was then Sworne One of his Lo^{pps} Justices of the Provinciall Co^{rt} Accordinge to the Oath for One of his Lo^{pps} Justices, (vide) Le Oath in the Booke of Com̄issions from his Lo^{pp} fol̄ 42.

Mathew Warde Mathew Warde Gentl̄ was then Sworne an Attorny of this Co^{rt} Accordinge to the Oath for an Attorny of the Provinciall Co^{rt}, (vide) Le Oath in Com̄on.

Geo: Parker George Parker Gentl̄ was then Sworne an Attorny of this Co^{rt} Accordinge to the Oath for an Attorny of the Provinciall Co^{rt} (vide) Le Oath in Com̄on

Vincent Loe Gent Vincent Loe Gentl̄ was then Sworne Attorny Gen^{ll} for his Lo^{pp} of this Province Accordinge to the Oath for an Attorny Gen^{ll} of the Provinciall Co^{rt} (vide) Le Oath in Com̄on

Afterwards to witt on Thursday th^{e} 15th of December 1670 of this same Co^{rt} the said Vincent Loe was then Sworne an Attorny of this Co^{rt} Accordinge to the Oath for an Attorny of the Provinciall Co^{rt} (vide) Oath in Com̄on

Grand Jury The Grand Inquest for the Body of this Province Impannelled Summoned & Sworne viz^{t}

Thomas Cosden foreman
Thomas Paine
Henry Neale
William Hatton
John Coates
Owen Jones
Richard Foukes
Samuell Goosey
John Dabb
John Ingram
Lyonell Pawley
Nathan Smith
Stephen Beeson
Phillipp Stephenson
Isaac Abrahams
Thomas Hinson
John Hawkins
Abraham Wild
Edward Southerne
Samuell Longe
John Avory

Defaulters

Edward Caine
John Tawney
John Bagbey
John Waterson
Rob̄t Busbye
Thomas Pratt
Thomas Patteson
James Browne
William Dorrington
Bartholomew Ennalls
John Townesend

These last named are Defaulters beinge Summoned to Serve on the Grand Jury & not Appearinge (uppon Callinge their names in Co^{rt}) It was then Ordered by the Co^{rt} that each Defaulter should be fined Five hundred poundes of Tobaccoe apeece

Fines Remitted

Thomas Pratts Fyne was Remitted uppon A Petic̄on then p^{r}sented to the Co^{rt} heere

The above named Thomas Pratt William Dorrington & Bartholomew Ennalls weere discharged & their Fynes Remitted by Order of Co^{rt}, Order hereafter of this Co^{rt} & Recorded

[p. 110] Charge given to the Grand Jury

The Grand Jury beinge All sworne on the behalfe of the Lord Proprietary & wth th^{e} Charge that was given then, they Rec^{d} severall Bills of Indictm^{ts} here of this Co^{rt} Retorned & Recorded, went out thereuppon to Act doe & Consider of the same as by their Oathes they weere Enjoyned to doe.

Certiorari

Uppon Moc̄on in this Co^{rt} by M^{r} Carvile Attorney for Jn^{o} Richardson It was thereuppon Ordered by the said Co^{rt} That A Certiorari should be Granted to John Richardson to Transmitt the Records & to doe that in this behalfe w^{ch} on his parte ought to doe.

Petic̄on of Solomon Blackleech

To the Leiften^{t} Generall and Councill of State for the Province of Maryland.

The humble petition of Solomon Blackleech Humbly Sheweth

That yo^{r} Petic̄oner Did Petic̄on to this Hono^{ble} Co^{rt} for his wages that is due to yo^{r} Petic̄oner out of the Estate of Nicholas Gouldenburge which was One & Twenty poundes Sterlinge for Seaven Months likewise for the Goods That yo^{r} Petic̄oner had taken on Freight belonginge to m^{r} Derevall of New Yorke & to other persons to which yo^{r} Peticoner humbly Craveth Order of this Hono^{ble} Co^{rt} for his wages & the said Goods, And yo^{r} Petic̄oner shall ever pray.

Ordered uppon the p^{r}sentinge of the First Petic̄on in the Petic̄on above menc̄oned to this Hono^{ble} Co^{rt}, That he should Attende the Co^{rts} Leasure, And uppon this Petic̄on above written & heere Reade in Co^{rt}, It was then Ordered by the Co^{rt} That the whole matter in the Busines should be Sworne to by the said Petic̄oner, w^{ch} here ensuinge is att Large sett Downe in the Deposition of the said Peticoner Solomon Blackleech.

Deposition uppon the said Petic̄on

Solomon Blackleech Aged one & Twenty yeeres or thereabouts Sayeth That he was Entertained as Master of the Sloope named the Charles of Boston by Nicholas Gouldenburge owner of the said

Liber JJ Sloope & was to have Three poundes sterlinge p̄ Month, & to be paid att the second Deliveringe Porte, And Further Sayeth That he did take Twelve Barrells on Freight & past Bills of Ladinge For the same unto mr Derevall of new yorke & Fower Barrells more belonginge unto Two other men, Two of them to Mr Townesend, & other Two yor Deponent doeth not Remember his name, And further Sayeth not Butt that yor Deponent was Enterteyned as Master on the sixt of May last past.

Sworne in Open Cort December the 14th 1670
T. Cakewood

Whereuppon It was Ordered by the Leiftent Genll & the said Cort That the Leiftenant Genll takinge the prmisses above mencōned into Consideracon, That Some way should be Ordered that the said Solomon Blackleech should have Such Allowance as his Honor shall thinke fitt, & he to Attende his Honor for the same.

Benjamin Rozer agt Henry Stockett } Henry Stockett late of Ann Arundell County Otherwise called Henry Stockett of Ann Arundell County in the Province of Maryland was Summoned to Answer unto Benjamin Rozer One of the Attornyes of this Cort Accordinge to the Priviledges &c of A Plea that he render unto him Two Thousand & Thirty Two poundes of Tobaccoe wch to him he oweth & unjustly Deteyneth &c.

And whereuppon the said Benjamin in his proper Person Sayeth That whereas the said Henry uppon the Twenty Fowerth day of Aprill in the yeare of or Lord One Thousand Six Hundred Sixty Nyne, And in the xxxviith yeare of the Dominion of Caecilius &c by his Certaine Bill Obligatory Sealed wth the Seale of him the said henry & heere in Cort produced whose Date is the day & yeare abovesaid Did Acknowledge himself to owe & stand Justly indebted to the said Benjamin in the Just Quantity of Two Thousand Thirty Two pounds of Sound Marchanttable Tobaccoe in Caske to be paid to the said Benjamin his heires Executors Adm̄istrators or Assignes att or [p. 111] before the Tenth day of October next ensuinge the date of the said Bill in Some Convenient place in Ann Arundell County aforesaid, To the which payment well & Truely to be made the said Henry Did binde himselfe his heires Executors & Adm̄istrators firmely by the said Bill, Notwithstandinge the said henry The said Sum̄e of Two Thousand & Thirty Two pounds of Tobaccoe to the said Benjamin though often thereunto requiered hath not paid Accordinge to the Tennor of the said Bill, Butt the same doeth Altogeather refuse to pay to the greate Dam̄age of the said Benjamin Whereuppon he sayeth he is Dampnifyed & hath Losse to the vallue of Three Thousand poundes of Tobaccoe, & thereuppon he bringeth his suite

Rozer in p̄pria p̄sona. Pleg { John Doe
Richard Roe }

Liber JJ
Judgm^{t} Confessed by Non Sum Informatus

And the said Henry by Thomas Knighton his Attorny doeth Come & Defende the force & Injury when &c, And for Plea sayeth that he is not Informed by his Client of the said Two Thousand Thirty Two poundes of Tobaccoe And therefore the said Benjamin ag^{t} the said Henry Remaine undefended. Tho: Knighton

The Co^{rt} then Adjorned till to morrow morninge 9 of the Clocke

Wensday the Fowerteenth day of December 1670

The Co^{rt} then mett againe.
Charles Calvert Esq^{r} Leiftn^{t} Gen^{ll}
Phillipp Calvert Esq^{r} Chancello^{r}
William Talbot Esq^{r} Secretary
Co^{ll} Wil̄l̄m Calvert Esq^{r}
Baker Brooke
Thomas Trueman } Esq^{rs} Justices
Samuell Chew
} P^{r}sent

Proclamac̄on thereuppon made.

Petition of James Mecall

To the hono^{ble} the Leiften^{t} Gen^{ll} Cheife Justice & the Rest of the Justices of this Provinciall Co^{rt}.

The humble Petition of James Mecall of Calvert County Humbly Sheweth.

unto yo^{r} Hono^{rs} That yo^{r} Petic̄oner beinge an Evidence in Aprill Co^{rt} last ag^{t} Francis Kilbourne & Others about Hogstealinge, & yo^{r} Petic̄oner Incurringe the displeasure of the Co^{rt} Was bound to the good behaviour, & to appeare att the then Co^{rt} which beinge Adjorned yo^{r} Petic̄oner now Accordinge to his Bond makes his Appearance att this Co^{rt} to his very greate Trouble & Dam̄age.

Yo^{r} Petic̄oner humbly prayes that yo^{r} Hono^{rs} would be Graciously pleased to Discharge yo^{r} Petic̄oner from his said Bond, That he may Retorne Home to his Occasions And yo^{r} petic̄oner as in Duty Bound shall Ever pray &c.

The Petic̄on above menc̄oned was Read, and the said James Mecall in Open Co^{rt} was Freed discharged and Cleared by Proclamac̄on, December the 14th 1670

Dorrington & Ennalls Petic̄on

Uppon Readinge of the Petition of william Dorrington & Bartholomew Ennalls heere in Co^{rt} p^{r}sented to th^{e} Hono^{ble} the Leiften^{t} Gen^{ll} &c, They beinge Sum̄oned to Serve on the Grand Jury this Co^{rt} & they not Appearinge weere Each of them Fyned Five Hundred poundes of Tobaccoe apeece

Then Ordered by the Co^{rt} that their severall Fynes should be Remitted & They discharged from the same Fyne of Five Hundred

Liber JJ poundes of Tobaccoe apeece They beinge Hindred by the winds & weather could not possibly appeare accordinge to their Sum̄ons

Uppon Wensday to witt the 14th day of this Instant December It was Ordered by the Co^{rt} uppon a Certaine Inquisic̄on then p^{r}sent to this Co^{rt} concerninge Two Serv^{ts} of M^{r} Henry Wardes of Baltemore County that weere Dead,

Henry Ward &c.

That th^{e} said M^{r} Henry Warde should give security to appeare att o^{r} next Provinciall Co^{rt} & that All the witnesses shall be bound in Recognizances to Appeare then & Testifye their Knowledge Concerninge the Same.

[p. 112]

Tho: Thurston 12^{s} & 6^{d} & 500^{lb} of Tob̄ Fyned Accordinge to an Act of Assembly

Thomas Thurston of Ann Arundell County was Ordered to pay Twelve shillings & six pence for the Charge of an Attachm^{t} ag^{t} him out of the Chancery to Testifye on the behalfe of an orphan, And for Contempt in Co^{rt} for not Testifyinge Concerninge the same was likewise Fyned Five Hundred poundes of tobaccoe And Alsoe to Answer what Plaint shall be brought ag^{t} him the said Thomas Thurston on behalfe of the said Orphant

Thereuppon to witt th^{e} 14th of December the said Thomas Thurston Tendered the said Twelve shillings & six pence w^{ch} was Accordingly paid in Co^{rt} to M^{r} Morecroft Attorney Concerned in the Attach^{mt} ag^{t} the said Thomas Thurston.

For the said Fyne of Five Hundred pounds of Tobaccoe the said Thomas Thurston gave Bill under hande & seale to pay the same uppon Demānd to the use of o^{r} Leiften^{t} Gen^{ll}

Discharged December the 14th

And thereuppon for this time the said Thomas Thurston was Freed from of the Sheriffs Custody by Order of Co^{rt} for the same purpose made.

The Co^{rt} Adjorned till the Afternoon

Wensday in the Afternoon beinge the Fowerteenth day of December abovemenc̄oned the Justices All mett as before

Whereuppon the Co^{rt} was Called by makinge Proclamac̄on.

Then was A Jury Called for & Impannelled for John Tully Pl^{t} & Mathias DeCosta Deft

John Tully Sen^{r} Pl^{t} ag^{t} Mathias De Costa Def^{t} } Mary-land ss. Mathias De Costa late of S^{t} Maries County Planter was Attached to Answer unto John Tully Sen^{r} in A Plea of Trespas uppon the Case.

And thereuppon the said John by Daniell Jenifer his Attorny sayeth, That whereas the said Mathias on the Twenty Sixth day of February Anno One Thousand Six Hundred Sixty Three bought had & Rec^{d} of the said John divers goods & Marchanttdizes To the value of Three Thousand Fower Hundred Nynety Seaven poundes of Tobaccoe As by a Bill of Perticulars heere in Co^{rt} by the said John Produced doeth appeare, The said Mathias in Consideracon thereof did Assume uppon himselfe, & to the said John did faithfully p̄mise, That he the said Mathias The said Three Thousand Fower Hundred Nynety Seaven poundes of Tobaccoe to him the said John would well & Truely Satisfye & pay when thereunto requiered, Notwithstandinge which the said Mathias his promise & Assumpc̄on to him the said John soe made as aforesaid Little Regardinge, Butt Devisinge & fraudulently intendinge him the said John of the same to deceive & defraud, The same unto the said John though thereunto requiered hath not paide Butt doeth Altogether refuse to pay the Same, whereuppon the said John Saith he is Dampnifyed & hath Losse to the value of Five Thousand pounds of Tobaccoe, And thereuppon he bringeth his Suite &c. Liber JJ

And whereuppon the said Mathias De Costa by Kenelm Cheseldyne his Attorny doeth Come & Defende the force & Injury when &c, And sayeth he did not Assume in manner & forme as the said John Tully above hath Declared, And of this he putts himselfe uppon the Country, And the said John likewise.

Afterwards to witt the Fowerteenth day of this Instant December att the same Co^{rt} before Charles Calvert Esq^{r} Cheife Justice & other his Associate Justices att o^{r} said Provinciall Co^{rt} att S^{t} Maries Came the above named John Tully Sen^{r} by Daniell Jenifer his Attorney & the Juro^{rs} Sworne beinge ready to give upp their verdict Butt th^{e} said Kenelm Cheseldyne not appearinge for the said Mathias De Costa It was therefore Granted by the Co^{rt} heere That the said [p. 113] John Tully Sen^{r} shall recover ag^{t} the said Mathias De Costa the said Sum̄e of Three Thousand Fower Hundred & Nynety seaven poundes of Tobaccoe beinge soe much Adjudged him for his said Debt by the Justices heere, And the said Mathias in mercy &c.

John Tully Sen^{r} Pl^{t} ag^{t} Mathias De Costa } Com̄and was then given to the Sherriffe of S^{t} Maries County That of the Goods & Chattles of Mathias De Costa within yo^{r} Balliwicke you Cause to be made the Sum̄e of Three Thousand Fower Hundred Nynety Seaven poundes of Tobaccoe beinge A Certaine Debt which John Tully Sen^{r} by th^{e} Consideracon of o^{r} Justices of o^{r} Provinciall Co^{rt} att o^{r} Citty of S^{t} Maries the Fowerteenth day of this Instant December weere Adjudged for his said Debt which he had by Occasion of A Certaine Accon of Trespas uppon the Case whereof the said Mathias De Costa is Convict And that the Tobaccoe by you soe made you Deliver unto the said John Tully Sen^{r} And of the Execucon of this yo^{r} writt you make Retorne to o^{r} Justices of o^{r} Provinciall Co^{rt} to be held att S^{t} Maries the Fowerteenth day of February next And have you there this writt &c.

Liber JJ Rob^{t} Williams ag^{t} James Lewis } James Lewis late of S^{t} Maries County Planter was Attached to Answer unto Rob^{t} Williams in A Plea of Trespas uppon the Case &c. And whereuppon the said Robert Williams by John Morecroft his Attorney Complayneth That whereas the said James bought had & Rec^{d} diverse goods & Marchandizes of him the said Robert uppon the Sixteenth day of December 1669 Amountinge in all to the Sum̄e of Fower Hundred Thirty Five poundes of Tobaccoe As it may Appeare by a note of Perticulars by the said Robert heere in Co^{rt} brought, In Consideracõn whereof the said James did Assume uppon himselfe & to the said Robert did Faithfully promise That he the said James the said severall Sum̄es of Tobaccoe Amountinge in the whole to the said Sum̄e of Fower Hundred Thirty Five poundes of Tobaccoe to him the said Robert would well & Truely pay when thereunto Requiered, Notwithstandinge which the said James his promise & Assumpcõn soe as aforesaid made little Regardinge Butt devisinge and Fraudulently intendinge him the said Robert of the said Sum̄e of Fower Hundred & Thirty Five poundes of Tobaccoe to him the said Robert hath not paid (though often thereunto requiered) Nor given any Content for the same Whereuppon the said Robert Sayeth That he is Dampnifyed & hath Losse of Six Hundred poundes of Tobaccoe, And thereuppon he bringeth his suite.

Att which day to witt the said Fowerteenth day of December, Came the said Robert Williams by his Attorny and the said James by his Attorny And the said James noethinge in Barr of the said Accõn of the said Robert said Wherefore the said Rob^{t} doeth Remaine ag^{t} the said James undefended Wherefore it is granted by the Co^{r} heere that the said Robert shall Recover ag^{t} the said James the said Sum̄e of Fower Hundred Thirty Five poundes of Tobaccoe As alsoe the Sum̄e of Three Hundred Twenty Two poundes of Tobaccoe For his Costs & Charges by him in that suite Expended, & to him by the Co^{rt} heere Adjudged & to the said James in mercy &c.

p̄p̄^{a} Thomas Notley ag^{t} James Smallwood } James Smallwood late of Charles County was Attached to Answer unto Thomas Notley Gentl̄ one of the Attornyes of this Co^{rt} Accordinge to the Priviledges &c, of a Plea of Trespass uppon the Case.

And whereuppon the said Thomas in his p̄per person sayeth That whereas the said James was uppon the Twenty Fowerth day of July in the yeare of o^{r} Lord One Thousand Six Hundred sixty Nyne in the xxxviiith yeare of the Dominion of Caecilius &c indebted unto the said Thomas in the sum̄e of One Thousand Fower Hundred & Nyne poundes of Tobaccoe thentofore all bought & Received of the said Thomas Hee the said James in Consideracõn thereof by his Certaine writinge under his hand heere in Co^{rt} produced whose date is the day & yeare abovesaid Did Acknowledge himselfe to owe unto him the said Thomas the said Sum̃e of One Thousand Fower Hundred & Nyne poundes of Tobaccoe in Caske to be paid to the said Thomas his heires Executo^{rs} Adm̃istrato^{rs} or Assignes in some secure howse within halfe a mile distant from Some Convenient place of Landinge weere Boates may Conveniently Come to take in the same in the County of Charles County in or neere Portobaccoe Creeke att or before the first day of October next ensuinge the date of the said writinge yett Notwithstandinge the said James the said Sum̃e of One Thousand Fower Hundred & Nyne poundes of Tobaccoe thougth often thereunto required to the said Thomas hath not paid accordinge to the Teno^{r} of the said writinge, Butt the same to pay doeth denye & Refuse whereuppon the said Thomas Sayeth he is Dampnifyed & hath Losse to the value of Two Thousand poundes of Tobaccoe, & hereuppon he bringeth his suite. Liber JJ

And the said James Smallwood by Richard Boughton his Attorney Cometh & defendeth the force & Injury aforesaid when &c And sayeth he is not Informed by the said James his Client of any Answer to be made to the abovesaid Declarac̄on of the said Thomas whereuppon the said Thomas doeth remaine ag^{t} the said James for the said Debt of One Thousand Fower Hundred & Nyne poundes of Tobaccoe thereof undefended Wherefore it is Considered That the said Thomas doeth Recover ag^{t} the said James the said Sum̃e of One Thousand Fower Hundred & Nyne poundes of Tobaccoe with One Hundred & Forty Six poundes of Tobaccoe for Costs of suite.

Henry Hooper Pl^{t}—
William Burgesse, Thomas
Taylor & Samuell Chew Def^{ts} } William Burgis late of South River in the County of An Arundell Gentl̄ Thomas Taylor late of the Ridge in the said County of An Arundell Gentl̄ & Samuell Chew late of the said County of Ann Arundell Gentl̄ was Attached to Answer unto Henry Hooper in A Plea of Trespasse uppon the Case. [p. 114]

And whereuppon the said Henry by John Morecroft his Attorney Complaine That whereas by the Statute of Magna Charta Chapter the 29th made in the Nyneth yeare of Kinge Henry the Third It is Conteyned, That noe Free man shall be taken or Imprisoned or Deseiszed of his Freeholde or his Libertyes or Free Customes or Outlawed or Banished or by any meanes distroyed, Neither will wee goe uppon him, neither will we sende uppon him, Except by Legall Judgment of his Equalls, or by the Law of the Lande, wee will sell to none wee will denye or delay to none Justice or Right, And the said Henry saith That whereas the said Henry was by vertue of Certaine Letters of Adm̃istrac̄on the Twenty First day of February in the One & Thirtieth yeare of the Dominion of Caecilius &c Annoq; Dom̃ One Thousand Six Hundred Sixty Two under the Lesser seale of the

Liber JJ Province by Henry Sewell Cheife Officer for the Probate of wills & Grantinge of Adm̄istrac̄ons within the said Province Lawfully Constituted Appointed & Authorized to the said Henry Hooper Com̄itted & Appointed Administrato^{r} of the Goods & Chattles of Richard Gott Dec^{d} whereby the said Henry Hooper became Lawfully Invested in the said Estate, as is aforesaid, They the said William Burgis Thomas Taylor & Samuell Chew Togeather with Richard Ewen the Nyneteenth day of November in the Thirty fifth yeare of the Dominion of Caecilius &c Annoqȝ One Thousand six Hundred & sixty six by force of Armes to the Howse of the said Richard att Herringe Creeke in the County of Ann Arundell in A menacinge came by p^{r}tence & Colo^{r} of an Order of Co^{rt} to Impower them to Come there & to accquire an Accountt of Estate th^{t} the said Richard Gott of & from the said Henry w^{ch} th^{e} said Henry Refusinge to give them unless they the said William Burges Thomas Taylor & Samuell Chew would shew them their Com̄ission to Authorise them thereunto Did give Order to John Ewen to take out of the Possession of the said Henry the said Estate w^{ch} there by Increase was Come to th^{e} Nomber of sixty Heade of Cattle w^{ch} weere then in the possesion of the said Henry without any Legall Tryall thereuppon had or by any Law or Com̄ission Contrary to th^{e} Forme & Effect of the said Act of Magna Charta out of the Possession of the said Henry did take & Wrest in Contempt of the said Act as by the said Act it doeth att Large more Appeare to the Greate Dam̄age of the said Henry, whereuppon he sayeth he is Dampnifyed & hath Loss to the vallue of Fifty Thousand poundes of Tobaccoe & thereuppon he bringeth his suite And the said henry doeth bringe in Co^{rt} heere the said Letters of Adm̄istrac̄on that it may appeare to the Co^{rt} That he hath the Adm̄istrac̄on thereof.

And the said William Thomas & Samuell by Robert Carvile their Attorny Come & Defend the force & Injury when &c, And say they [p. 115] are in noe wise Guilty of the Trespass & Breach of the Act above ag^{t} them by the said henry Complayned of, And of this they putt themselves uppon the Country And the said Henry likewise.

Thereuppon Com̄and is given to the sherriffe of S^{t} Maryes County That he Cause to come heere before the Justices of the Provinciall Co^{rt} att S^{t} Maries uppon the Thirteenth day of December next Twelve Honest & Lawfull men of the said Province of Maryland by whome the Trueth of the matter may be the better knowne & which neither to the said Henry Hooper Pl^{t} nor the said William Burgis, Thomas Taylor & Samuell Chew Def^{ts} by any Affinity doe Relate to make a Certaine Jury of the said Province betweene the said Parties in A Plea of Trespasse uppon the Case for that Aswell the said Henry Hooper As the said William Burgis Thomas Taylor & Samuell Chew have putt themselves uppon A Jury.

Afterwards the day & yeare within Conteyned before Charles Calvert Esq^{r} Cheife Justice & other his Associates Justices of the

Provinciall Co^{rt} of S^{t} Maries the said Thirteenth day of December come aswell the within named Henry Hooper as the within named William Burges Thomas Taylor & Samuel Chew by their Attornyes within named, And the Juro^{rs} of the Jury whereof within is made mencon beinge Called some of them (that is to say) George Beckwith, Robert Wilson, Richard Keene, Justinian Denison, George Taylor George Harris, Thomas Tovey & Nicholas Emerson & are Sworne Juro^{rs} of the Jury aforesaid & because the Rest of the Juro^{rs} of that Jury did not appeare Therefore others of the standers by Chosen by the Sherriffe of the County aforesaid att the request of the said Henry Hooper & by the Comand of the Justices aforesaid of new are added whose names are filed to the Pannell within written Accordinge to the forme of th^{e} statute in that Case made & Provided, And the Juro^{rs} of new added (that is to say) Marmaduke Symmes William Watts John Bayly & Thomas Gaunt likewise come whoe to say the Trueth of the p^{r}misses with the other Juro^{rs} Chosen Tryed & Sworne say uppon their Oath That they the said William Burges Thomas Taylor & Samuell Chew are Guilty of the p^{r}misses within written. Liber JJ

And because the Juro^{rs} have not Assessed what Damages the said henry hath Susteyned by Occasion of the p^{r}misses, And because the Justices heere themselves of & uppon the p^{r}misses without Knowledge of the True Value of the Damages that the said Henry Hooper hath susteyned by Occasion of the p^{r}misses cannot Rightly Consider & Adjudge Therefore Judgem^{t} is respited till the last day of this p^{r}sent Co^{rt}, It is Ordered by the Co^{rt} heere with the Assent & Agreem^{t} of the Attornyes on both sides & by the Co^{rt} heere that noe Exceptiones for any Error shall be taken to the verdict on either side it beinge left to the Judgem^{t} of the Co^{rt} And the Co^{rt} Ordered that a Writt of Inquiery of the Damages should yssue forth to the Sherriffe of S^{t} Maries County to be directed to Impannell a Jury of Twelve good & Lawfull men of the said Province to Enquire what Damages the said Henry Hooper had Susteyned by Occasion of the p^{r}misses

Afterwards to witt the sixteenth day of the same December in the Same Provinciall Co^{rt} A Certaine writt of Inquiery of Damages yssued out of the Same Co^{rt} to the said sherriffe of S^{t} Maries County directed to Comand him the said Sherriffe That he Cause imediately to Come before the Justices of the p^{r}sent Provinciall Co^{rt} holden att S^{t} Maries Twelve good & Lawfull men of the said Province to Enquire what Damages the aforesaid Henry Hooper hath susteyned Aswell by Occasion of the p^{r}misses aforesaid As for his Charges & Costs by him about his suite in that behalfe laid out.

Afterwards to witt the Seaventeenth day of the same December att the same Co^{rt} before Charles Calvert Esq^{r} Cheife Justice & other his Associates Justices of the said Provinciall Co^{rt} att S^{t} Maries came [p. 116]

Liber JJ Aswell the within named Henry Hooper As the within named William Burges Thomas Taylor & Samuell Chew by their Attornyes within named & the Jurors of the Jury whereof within is made menc̄on beinge Called to witt Daniell Clarke Richard Bayly William Kinge Demetrius Cartwright George Harris Daniell Clocker Henry Pennington William Lawrence John Rawlins John Wynne Vincent Atchison & Thomas Tovey whoe to say the Trueth of the prmisses Chosen Tryed & Sworne, Say uppon their Oath That the said Henry Hooper hath susteyned Damage Togeather with his Charges & Costs by him about his suite in that behalfe laid out to the Value of Forty Five Thousand Nyne Hundred & Fifty poundes of Tobaccoe whereuppon It is Considered of by the Cort heere that the said Henry Hooper recover agt them the said William Burges Thomas Taylor & Samuell Chew his said Dam̄ages Charges & Costs by Occasion of the prmisses by him susteyned to Forty Five Thousand Nyne Hundred & Fifty poundes of Tobaccoe by the said Jury as above Assesed, And they the said William Burges, Thomas Taylor & Samuell Chew in mercy &c.

Com̄and was then given to the sherriffe of Ann Arundell County That of the Goods & Chattles Lands & Tenemts of William Burgis, Thomas Taylor & Samuell Chew within yor Balliwicke You Cause to be made the sum̄e of Forty Five Thousand Nyne Hundred & Fifty poundes of Tobaccoe which to Henry Hooper by the Considerac̄on of or Justices of or Provinciall Cort att St Maries weere Adjudged for his Dam̄ages & Costs of suite which he had by Occasion of A Certaine Trespasse uppon the Case by them agt him done Contrary to the Act of Parliamt of Magna Charta Chapt the 29th &c, And that the Tobaccoe by you soe made you deliver unto the said Henry Hooper whereof they are Convict, And of the Execuc̄on of this yor writt you make Retorne to or Justices of our Provinciall Cort to be held att St Maries the Fowerteenth day of February next, And have you there &c.

p̄pr Thomas Notley &c.} Miles Chafe late of Charles County was
agt Miles Chafe } Attached to Answer unto Thomas Notley
Gentl̄ One of the Attornyes of this Cort Accordinge to the Priviledges &c of A Plea of Trespas uppon the Case.

And whereuppon the said Thomas in his proper person Complayneth That whereas the said Miles the One & Twentieth day of July in the yeare of or Lord One Thousand Six Hundred Sixty Nyne And in Thirty Eighth yeare of the Dominion of Caecilius &c bought had & Recd diverse goods & Marchandizes of him the said Thomas Amountinge in All to the Sum̄e of Eight Hundred Twenty Eight pounds of Tobaccoe As it may appeare by a noate of perticulars by the said Thomas heere in Cort brought In Considerac̄on whereof the said Miles Did Assume uppon himselfe & to the said Thomas did faithfully promise that he the said Miles the said Severall Sum̃es of Tobaccoe Amountinge in the whole to the said Sum̃e of Eight Hundred Twenty Eight poundes of Tobaccoe to him the said Thomas would well & Truely pay when thereunto requiered, Notwithstandinge which the said Miles did promise & Assumpc̄on soe as aforesaid made little Regardinge Butt devisinge and Fraudulently intendinge him the said Thomas of the said Sum̃e of Eight Hundred Twenty Eight poundes of Tobaccoe to deceive To him the said Thomas hath not paid though often thereunto requiered Nor given any Content for the same Whereuppon the said Thomas Sayeth That he is Dampnifyed & hath Losse of One Thousand & Two Hundred poundes of Tobaccoe & thereuppon he bringeth his suite. Liber JJ

[p. 117] The said Miles Chafe not appearinge, nor any for him for Defence or Answer to th^{e} said Declarac̄on last menc̄oned, It was Ordered by the said Co^{rt} here That the said Thomas Notley should recover ag^{t} him the said Miles Chafe the debt in the Declarac̄on menc̄oned of Eight Hundred Twenty Eight poundes of Tobaccoe Together with Costs of suite, & an Attachm^{t} to be yssued out ag^{t} the said Miles Chafe for the same.

The Co^{rt} then Adjorned till Nyne of the Clocke the next morninge

The Co^{rt} mett againe on Thursday morninge the Fifteenth of December Instant 1670

Present
Charles Calvert Esq^{r} Leifetn Gen^{ll} & Cheife Justice
Phillipp Calvert Esq^{r} Chancellor
William Talbot Esq^{r} Secretary
Co^{ll} William Calvert Esq^{r}
Baker Brooke
Tho. Trueman } Esq^{rs} Justices
Samuell Chew

The Co^{rt} beinge Called.

John England Pl^{t} & George Beckwith Def^{t} } The Declarac̄on in this Cause beinge Called & in Open Co^{rt} Read & beinge thought that it was not the Declarac̄on that was First Delivered into the Office (by producinge a Copy that came out of the Office) & not Agreeinge wth that that should have been the Originall & Controversyes arisinge Concerninge the same, by Reason whereof & for prevenc̄on of Further Inconveniences that may happen if this should be past by, thereuppon by the Co^{rt} here

It is Ordered, That All Copyes of Declarac̄ons & All other Coppyes shall be signed by the Clerke of the Office, Or Elce shall not be Deem'd & Taken as a True Copy att any Time after the Adjornem^{t} of this p^{r}sent Provinciall Co^{rt}.

Liber JJ The Co^{rt} then Adjorned till Two of the Clocke in the afternoone

The Co^{rt} mett Againe att Two of the Clocke in the Afternoone & beinge Called there was Present
Charles Calvert Esq^{r} Cheife Justice & the Rest of his Associates as before in the morninge &
Edward Fitz-herbert Esq^{r} Justice

Edward Fitz-herbett was then sworne One of his Lo^{pps} Justices of this Provinciall Co^{rt} Accordinge to the Oath of One of his Lo^{pps} Justices vide Le Oath in the Booke of Com̄issions from his Lo^{pp} fol̄ 42

The Grand Jury was then Sworne & Indictm^{ts} delivered to them Accordinge to Custome & Order, & then,
The Co^{rt} Adjorned till Nyne of the Clocke the next morninge

[p. 118] The Co^{rt} then mett againe on Fryday morninge beinge the Sixteenth of this Instant December
P^{r}sent Charles Calvert Esq^{r} Cheife Justice & the Rest of his Associates as yesterday
onely Absent
Samuell Chew &
Edward Fitz-herbett } Esq^{rs} Justices Absent

John England Pl^{t} &
George Beckwith Def^{t} } Bill of Costs was heere in Co^{rt} Delivered by M^{r} George Beckwith the Def^{t} Butt was not Allowed off, Butt Ordered that Each party should beare his owne perticular Charge, The Order further made here followeth (viz^{t})

Ordered by the Co^{rt} and Referred by Consent of Both parties untill next Provinciall Co^{rt}.

Geo: Beckwith to be Guardian of Rob^{t} Wright

Uppon the Readinge of Jesper Allens Petic̄on here in Co^{rt} p^{r}sented to the Hono^{ble} the Leiften^{t} Generall & the Rest of the Hono^{ble} Justices of this Province Hee desieringe to be Guardian of Rob^{t} Wright son & heire of Ishmaell Wright late of Petuxent Dec^{d}, M^{r} George Beckwith then p^{r}sent in Co^{rt}.

It was then Ordered by the said Co^{rt} That the said George Beckwith should be Guardian of Robert Wright above menc̄oned, & give Security for the performance of the Same, as in Such Cases is requiered.

The Co^{rt} then Adjourned till Two of the Clocke in the Afternoon

The Co^{rt} then mett in the Afternoon att Two of the Clocke of the same day & then Present
Charles Calvert Esq^{r} Leiften^{t} Gen̄all & Cheife Justice
Phillipp Calvert Esq^{r} Chancellor
William Talbot Esq^{r} Secretary
Col̄ William Calvert
Baker Brookes } Esq^{rs} Justices

Liber JJ

The Co^{rt} beinge Called the Persons hereafter named weere Sworne of the Petty Jury, beinge Sum̄oned then to appeare for the same purpose

Petty Jury

Thomas Innis
Thomas Hatton
William Watts
Mathias De Costa
John Robinson
John Lambert
Thomas Kinge
Francis Streete
James Godscross
John Throster
Joseph weeks
Henry Ridgely

The Jury beinge All Sworne, Severall Indictm^{ts} was then Delivered to them, & then they went out to Consider & doe that which by their Oathes they weere Enjoyned.

William Smith Fyned 50^{lb} of Tob̄.

William Smith of Baltemore County beinge Sum̄oned to Appeare heere att Co^{rt} & to Serve as a Juryman, & he not appearinge was by the Co^{rt} fyned for his Default Fifty weight of Tobaccoe.

Severall Indictm^{ts} beinge formerly Delivered to the Petty Jury weere on this day Retorned & are Recorded att the other end of this Booke.

[p. 119]
Recognizance Geo. Harris Jn^{o} Wright W^{m} Lawrence

George Harris of Kent County, Entred here into Recognizance wth Two Securityes (viz^{t}) John Wright & William Lawrence of the said County of Kent George Harris in the Penalty of Twenty poundes Sterlinge money & the said John Wright & William Lawrence each of them Tenn poundes of like money apeece To be Leavyed on their Lands & Tenem^{ts} Goods & Chattles If the said George Harris does not pay Such Condemnac̄on mony as the Co^{rt} shall Award & Adjudge if cast in a Suite brought downe from Kent County Co^{rt} by way of Appeale, heere to be Tryed att the suite of William Cross.

Ordered heere to witt the Sixteenth day of December Instant That the Security Entred in to the said County Co^{rt} of Kent by the said George Harris shall be withdrawne by Reason of his givinge Security above menc̄oned.

Ordered heere to witt the said sixteenth day of December, That M^{r} Rob^{t} Carvile & other Attornyes of this Co^{rt} heere Attende M^{r} Secretary after this Co^{rt} is Ended for the Taxinge of Costs uppon Nonsuits heere Suffered, and likewise in other Cases where it is Needefull to be done.

The Co^{rt} then Adjorned till Nyne of the Clocke the next morninge

The Co^{rt} mett Againe on Saterday morninge att Nyne of the Clocke

P^{r}sent.
Charles Calvert Esq^{r} Leiften^{t} Gen̄all & Cheife Justice
Phillipp Calvert Esq^{r} Chancellor
William Talbot Esq^{r} Secretary
Co^{ll} William Calvert
Baker Brooks &
Edw^{d} Fitz-herbertt } Esq^{rs} Justices

Liber JJ The Co^{rt} beinge Called by Proclamac̄on

John Rousbye John Rousbye Gentł was then Sworne an Attorney of this Co^{rt} Accordinge to the Oath for an Attorney of the Provinciall Co^{rt} (vide) Le Oath.

Humphry Lymbrey Pl^{t} & William Smith Def^{t} Uppon an Appeale in the Cause sent downe From Calvert County Co^{rt} & in the Provinciall Co^{rt} Read, & the Co^{rt} beinge informed by the Def^{t} of the Insufficientcy of the said Order As not beinge a True Copey of the Record, It is heere in Co^{rt} Ordered, That a Better Certificate of the Record be speedily made & sent upp to this Co^{rt}

To the Clarke of Calvert County By Order

Co^{rt} in the Province of Maryland

John Greere ag^{t} John Potts Uppon an Order Entred of Record bearinge date the Twelveth day of December 1668 concerninge the said parties That the said Potts should satisfye & pay unto the said John Greere for his and his wifes Attendance beinge by him Sum̄oned to Testifye against James Godsgrace on the behalfe of the Lord Proprietary the sum̄e of six Hundred poundes of Tobaccoe, Heere in Co^{rt} it was Ordered by the moc̄on of M^{r} Rob^{t} Carvile that Execuc̄on should yssue out ag^{t} the said John Potts for the said six hundred poundes of Tobaccoe uppon the non Appearance of the said John Potts w^{ch} said Execuc̄on yssued out Accordingly

[p. 120] William Heade ag^{t} Cap^{t} Jacob Brimington Uppon Readinge of the Petic̄on of the said William Heade against the said Cap^{t} Jacob Brimington Concerninge Fower Thousand Eight Hundred & Seaventy Three poundes of Tobaccoe w^{ch} was due From the said Brimington to the said William Heade whereuppon an Attachm^{t} yssued out ag^{t} the Body of the said Jacob Brimington Butt a non est inventus beinge Retorned uppon the said Attachm^{t} he beinge Run away Uppon a moc̄on heere in Co^{rt} by M^{r} Mathew Warde one of the Attornyes of this Co^{rt} an Attachm^{t} was prayed against the Estate of the said Jacob Brimington for the said Sum̄e of Fower Thousand Eight Hundred & seaventy Three poundes of Tobaccoe, which was Accordingly Granted & yssued out ag^{t} the said Jacob Brimington.

Cap^{t} Jenifer 2589^{lb} Tob̄ It was Ordered heere by this Co^{rt} That the Quantity of Two Thousand Five Hundred and Eighty Nyne poundes of Tobaccoe be paid to Cap^{t} Daniell Jenifer out of the next Publique Leavy beinge soe much uppon an Accountt That the Grand Jury expended Attendinge this Co^{rt}

Cap^{t} Jenifer 668^{lb} Tob It was likewise Ordered heere by this Co^{rt} That the Quantity Six Hundred Sixty Eight poundes of Tobaccoe be paid to the said Cap^{t}

Daniell Jenifer out of the next Publique Leavy beinge soe much uppon an Accountt That the Petty Jury expended Attendinge this Co^rt^ Liber JJ

The Co^rt^ then Adjourned till Two of the Clocke in the afternoone

The Co^rt^ then mett Againe att Two of the Clocke in the Afternoon beinge Saterday the Seaventeenth day of this Instant December

P^r^sent Charles Calvert Esq^r^ Leiften^t^ General & Cheife Justice
Phillipp Calvert Esq^r^ Chancellor
Willam Talbot Esq^r^ Secretary
Coll William Calvert
Baker Brooks &
Edward Fitz-herbert } Esq^rs^ Justices

The Co^rt^ beinge Called, This Peticon was Read.

To the Right Hono^ble^ Charles Calvert Esq^r^ Leiften^t^ Generall & Cheife Governo^r^ of the Province of Maryland.

The Humble Peticon of John Griffith Humbly Sheweth

Whereas yo^r^ Peticoner hath Served M^r^ Thomas Paine his Full Tyme Accordinge to Indenture, & now the said Paine Deteyneth his Corne and Cloathes from him by a False Receipt, That he perswaded yo^r^ poore Ignorant Peticoner to putt his hand unto, his Desire is yo^r^ Hono^r^ & yo^r^ Hon^ble^ Bench would be pleased to take it into yo^r^ Serious Consideracons & Allow him Accordinge to the Custome of the Country in soe doeinge yo^r^ Peticoner as Bounden shall pray.

Uppon this Peticon the Ordered Followinge yssued out ag^t^ the said M^r^ Thomas Paine.

December the 17^th^ Instant

[p. 121] Griffiths & Paine

Ordered uppon the Readinge of John Griffiths Peticon, That his Master M^r^ Thomas Paine shall pay unto the said Griffiths his serv^t^ Corne & Cloathes & other things Accordinge to the Custome of the Country which is due to him for the Time of his Service

By the Co^rt^

This said order was Retorned & Complaint made by the said John Griffiths, soe that it was Ordered that Execucon should yssue out against the said Thomas Paines Body for to satisfye unto the said John Griffiths the said Corne & Cloathes & other things as above in the said Order is menconed

Revell & Vincent

It appearinge to the said Co^rt^ That Charles vincent did owe unto Randall Revell Severall Fees which weere Justly due to th^e^ said Revell From the said Charles vincent, By the said Court heere

It is Ordered That the said Charles vincent In discharge & accquittall from payinge of the said Fees shall Faithfully serve the said Randall Revell the Full Tyme of one whole yeare From the date hereof.

Liber JJ John Rogers Pl^t & Tho. Fisher Adm̄istr of Rich^d Attkins Def^t } Nonsuite Awarded against the Plaintiffe By Default

Daniell Holland Pl^t & Edward Burton Def^t } The said Holland beinge a Forrener & not Recidinge in this Province It is Ordered that the proceedings in this Cause shall Cease till security be given by the said Holland to pay Costs if cast in this Cause

To the Hon^{ble} the Leiften^t Generall & the Rest of the Hon^{ble} Justices of this Province of Maryland

The humble Petic̄on of Joseph Thompson Humbly Sheweth

That whereas yo^r Petic̄oner beinge Serv^t to Peter Bawcomb was indicted for Hogstealinge in December Co^{rt} Last past which Indictm^t was quashed, and Thomas Taylor Sherriffe of Dorcested County in whose Custody yo^r petic̄oner was Prisoner the said Thomas Taylor hath sold you Petic̄oner Serv^t to one James Mosley or Three yeares under Pretence of Fees due from yo^r Petic̄oner for Imprisoment, you^r Petic̄oner havinge proffered the said Sherriffe Security for payment of the same which he Refused.

Joseph Thompson Yo^r Petic̄oner therefore humbly pray That uppon givinge security for payment of his Fees to the said Sherriffe he may be acquitted of the Service aforesaid And yo^r Petic̄oner shall pray &c.

December the 17th 1670

Ordered uppon the Petic̄on of Joseph Thompson heere in Co^{rt} That the Sherriffe of Dorcester havinge sold him for Fees, That was due to him from the said Thompson, & the said Thompson havinge Served one yeare he is to be Released, And the sherriffe is to have his Fees Accordinge to the Act of Assembly in that Case made & Provided. By the Co^{rt}

William Cosh & Thomas Warmsley } By the Co^{rt} it is Ordered that the Sherriffe of Baltemore County make Retorne of this writt concerninge the said parties, Or Elce the said sherriffe shall be Amerced As the Co^{rt} shall thinke fitt, noe perticular Fyne beinge menc̄oned.

A Languidus is Retorned uppon a Cepi on a writt by the sherriffe of Talbot County, & left as the Co^{rt} shall Consider & Adjudge thereof. It makes menc̄on of One Watkins.

[p. 122] John England Pl^t & Christopher Williams Def^t } Unles the Sherriffe of Charles County bringe in the Body of the Def^t Christopher Williams as he hath Retorned him that he hath him ready he shall be Amerced Forty shillings in money.

To the Honble the Governor & Councill
The humble Petic̄on of Francis Hill Sheweth
That yor Petic̄oner had a Servant Run away from him about May Last and had lately newes of his beinge Apprehended att Mr Augustine Hermans, Whereuppon yor Petic̄oner Imployed a Friend upp the Bay to Receive him from Mr Herman, whoe could not have him delivered without passinge Bill For Fowerteene Hundred poundes of Tobaccoe, The wch said sum̄e yor Petic̄oner conceives a greate Exaction, & contrary to the Law in that behalfe made, wherefore yor Petic̄oner Craves Releife havinge Susteyned great Dam̄age & Losse by his Servts Absence from his Crop, And yor Petic̄oner as in Duty Bound shall pray.

Order Hill and Harman

Ordered by the Cort That Augustine Harman shall deliver to Mr Hill his Servt George Taylor now in the Custody of the said Hermaine, Hill payinge to the said Hermaine Fower Hundred poundes of Tobaccoe, & noe more By the Cort.

Order Lawrence & Elliott

Ordered heere by the Cort That William Lawrence exhibitinge a Petic̄on to this Cort Desieringe That Mary Elliott late wife of William Elliott Decd might be Guardian to William Ellott an Orphant She puttinge in Security to be Accomptable For the Estate of the said William Elliott when the said Orphantt shall accomplish full age, This prayer is to be Granted when Security is given As the Case requiereth.

Know all men by these presents that I William Christopher of Charles County Marchant have Constituted and in my place put Robert Carvile gentl̄ one of the Attorneys of the Provinciall Court as Attorney for me to appeare for me at the suite of John England in a plea of Trespas on the case and to put in such plea as he shall thinke fit Witnes my hand this 30th of January 1670
John Mildmay William Christopher

On the backside of a writ of possession graunted unto Henry Warren to the sheriff of Charles County the 16th of Aprill 1670 by ordr of the Justices of the Provinciall Cort (vide fol̄ 68, originall writ vide lib̄ writs BB fol̄ 87.) was this written vizt.

By vertu of this writ I have caused the within mentioned Henry Warren to have possession of the lands and Tenemts within mentioned according as by this writ I am Comanded
Benj: Rozer sheriff Com̄ Caroli.

[p. 123]

February the third 1670.
Came Bryan Dayley of the County of St Maryes, and did desire that the following Lre of Attorney, and two Letters might be Entred upon Record, which follow in these words (vizt)

Liber JJ Know all men by these presents that I Gasper Guerin of the County of S^t^ Maryes within the Province of Maryland Chirurgeon for Diverse good causes and Considerations Especially moving me thereunto have ordained and made and by these presents doe make put and Constitute in my stead and place my trusty and welbeloved frend Bryan Daley of the aforesaid County planter to be my true and lawfull Attorney for me and in my name to aske sue for require Recover and Receive all and all manner Debts which are shall or may be due unto me by any manner wayes or meanes whatsoever giveing and granting unto my said Attorney my full power strength and authority and at receipt thereof acquittances or other discharges shalbe made given sealed and delivered and Every such act and acts or devises in the Law whatsoever for the Recovery of the afore debts he shall doe Execute and performe as fully and largely in all Respects to all intents and purposes whatsoever, as if I were there in my owne p̄son p^r^sent, ratefyeing allowing and holding firme and stable all and whatsoever my said Attorney shall doe or cause to be done by one or more as he shall thinke fit, furthermore I the said Guerin doe by these p^r^sents ordaine and declare, that all the goods Chattells and cattles both Reall and personall are fully and wholy in my absence and as he shall thinke fit at the Disposing of the aforesaid Daley his heires Ex^rs^ Administrato^rs^ or Assignes by vertu of these p^r^sents, In witnes whereof hereunto I set my hand and seale the 7^th^ day of September 1666. G Guerin (sealed)

In p^r^sence of us
Mor. Jones
Nich: Flyne

Chucketuck October the 2^d^ 1666.

Loving Frend Bryan Daley,

After my best Respects presented to you and your wife, these few are to let you understand that I am in health at p^r^sent, but have beene very sick: for my man Will, I know not yet wath God shall worke him, concerning my land above pray be carefull of the securing and in case God should call me away I freely give it as it is mine unto y^e^ & if any overplus be left of my Kettell or of wath you can make of that which is at John Reynolds I pray bestow it upon Nally Kating, doe so well as you can with M^r^ Quigley, I hope to see you after my Retorne, which I hope shalbe (if God blesse me) about March next, our ship will be Ready within this fortnight or three weekes, not Else at present, but p^r^senting humble service to Esquier Calvert & his Lady I shall remaine Deare frend and Brother

Your most affectionated servant
G: Guerin

Chuckatuck November the first 1666. Liber JJ [p. 124]

Honor'd Freind

After my best Respects p^{r}sented to you and y^{r} Lady, these few are to let you understand that after a fit of sicknes I am in health at p^{r}sent s^{r} you Know I left that little I have in Maryland at a strange passe therefore good s^{r}, I shall desire your assistance with my frend Bryan Daley as concerning my land above that it may be looked after and wath arrears there are of his Lo^{pps} Rent be paid. I understand here that Will: Price hath all the best of the land in his 300 Acres. Pray s^{r} let Bryan Delay no time for if God called me away I freely give it unto Bryan Daley Likewise desire Bryan to see to stave off M^{r} Quigley so long as he can, and upon payment let him take in the account with a Receipt and a p̄ticuler Receipt for 500$^{lb\ Tob}$ in which Munden was bound with me to pay in Ireland in the Towne of Galway. I hope if God blesse me well too and fro to have that happines to see you all againe by March or Aprill next we are now Ready to sayle. here goeth a Report that Thomas Owen the quakers boate is cast away and found adrift & ould honnest John Davies was in her to goe up the bay not Else at p^{r}sent but p^{r}senting my Kinde love to my Brother Bryan Daly &c his wife with all their Children I shall Remaine

Honor'd Frend
Your most humble & faithfull servant G Guerin

Pray Remember me amongest you when you are busy about a boul of Punch and I shall Endeavo^{r} to minde you when I am at it

On the backside of the said L^{re} was thus written

To his most honor'd & Respected Frend William Calvert Esqꝫ in the Province of Maryland

December the 17th 1670.

	l̄ s d
Received then of William Calvert Esqꝫ for the last three yeares Rent of a Tract of land lyeing in Charles County called Elizabeth conteining Three Thowsand acres the sum̄e of nine pounds sterling..............	09-00-00

I say Received p̄ me
Charles Calvert

Know all men by these presents that I Nicholas Lock of London Marchant have made ordeined and authorized, and doe make ordaine authorise and in my place by these presents put and Constitute Thomas Rybye of Maryland Marchant my true and lawfull Attorney and in case of his death or incapacity, Benony Eaton of London Marriner and Comander of the shipp Charles my true and lawfull Attorney for me in my name and to my use to demand recover and Receive by all lawfull wayes and meanes whatsoever of and from all and Every person or persons whatsoever whom it doth shall or may [p. 125]

Liber JJ concerne, all and Singuler sum̄e and sum̄es of money goods Marchandizes Effects debts dues claimes and Demands whatsoever to me Due payable and belonging and to arise accrue and grow due by and from any person or persons whatsoever In Virginia and Maryland or Either of them by any wayes or meanes whatsoever, and of and upon Receipt of the p^{r}mises or any part thereof to make and give such acquittances and discharges as shalbe requisite, and if need be for the premises or any parte thereof to sue arrest attach seize sequester imprison, condemne and out of prison againe to Deliver acquit and discharge, and one Attorney or more to make substitute and at pleasure to Revoake, and to compound Compramise conclude and agree, and generally to doe prosecute Execute and performe all and Every such further and other lawfull and Reasonable Act and Acts thing and thinges whatsoever which in or about the premises shalbe Requisite or Expedient to be done as fully and Effectually as I myself might or could doe personally holding Ratefyeing and allowing for firme good and Effectuall all and whatsoever my said Attorney or his Substitutes shall lawfully doe or cause to be done in or about the premises by vertu of these p^{r}sents. In witnes whereof I have hereunto set my hand and seale the 17th day of August Annoqȝ Domini 1670, Annoqȝ 22° Caroli 2^{di} Nicholas Lock (Sealed)

Sealed and Delivered
in the presence of
Sam: Moone
Edward Allen
Richard Stukely

January the 1st 1670.

Came Samuell Moone one of the witnesses of the above written L^{re} of Attorney and made oath that he did see the abovenamed Nicholas Lock signe seale and Deliver the same as his act and Deed.

before me Wil̄l Talbot

Know all men by these p^{r}sents that I Jonathan Tinge of Boston in New England Merchant have Constituted ordained deputed & Appointed And by these p^{r}sents doe constitute ordaine depute & Appoint my well Beloved Freind Georg Foxwell now in Boston Aforesaid m^{r}chant my true & lawfull Attorney for me & in my name & stead And for my use to Ask Demand receive And to use all Lawfull means, to Recover of whomsoever Itt may Concerne in virginia or maryland All such depts dues & demands as shall be found anie wayes due to me whether itt be by Bill Bond Booke Reckoninge Account or Anie other waise whatsomever Givinge & granting to my said [p. 126] Attorney full power & Authority to sue Arrest Implead Into prison to Cast and thence to deliver Acquittances and Discharges upon payment to give Compositions to make Attorneys one or more under him to substitute & the same att pleasure to Revoke & Every other way to Act in my behalfe In full & ample manner measure & Degree as if I my selfe were personally p^{r}sent to p^{r}forme the same Alwayes & in all things Ratifiing & Confirming what my said Attorney shall Act & p^{r}forme in order to the p^{r}misses firmly & fully by these p^{r}sents In Witnes whereof I the said Jonathan Tinge have hereunto sett my hand & Seale this Eleaventh day of november In the yeare of o^{r} Lord one thowsand six hundred & seaventy. Jonathan Ting (Sealed) Liber JJ

Signed Sealed & Delivered
in the p^{r}sence of us
Ephraim Turner
Thomas Norman

Ita attest p̄ Robert Howard not: pubł
Coloniae Massachusitt in Nova Angł:

To all Christian people to whom those p^{r}sents shall come Wee William Twiss and John west of Dorchester in the County of Dorset Mercers & Coepartners, send greeting Whereas we the said William Twiss & John west did in the yeare one thowsand six hundred sixty & Eight Imploy one William Dare now an Inhabitant in Potomack in Maryland To sell & dispose of for our account aswell all such of o^{r} wares And Marchandizes As he Carried out of England with him as also all such other of o^{r} wares & Merchandizes as should afterwardes be sent unto him And Whereas Thomas Spere of Beere Regisin in the County of Dorsett aforesaid Merchant is Indepted unto us in the sum̄e of Forty & three pounds Fowerteene shillings & tow pence as by an account thereof herewth sent may more fully appeare And whereas also we are Informed That severall p̄sons in the said Country of Virginia & other places which have bought p̄cells of the said wares & Marchandizes doe neglect to satisfie the said William Dare for the same Know yee therefore That we the said william Twiss & John West have Constituted ordained & Appointed And by these p^{r}sents doe Constitute ordaine & Appoint the said William Dare to be o^{r} true & lawfull Attorney for us and in our names and to our use to Recover & Receive by law or otherwise Asweell the said three & forty pounds fowertene shillings & Two pence due to us from the said Thomas Speere and all such money and other satisfaction [p. 127] as is Due unto us for the said wares & merchandizes Already sold & disposed of as also all such other sumes of money and other satisfaction as shall att any time hereafter be due unto us for such other of o^{r} wares & Merchandizes As he the said william Dare hath not yet sold and shall att any time and times after the date hereof Receive from us and sell for us we giving & hereby granting unto o^{r} said Attorney full power & lawfull Authority in o^{r} names to give any acquittances or other discharges for the same & to doe anie other act and acts thing and things whatsoever for Recovering & receiving of

Liber JJ such satisfaction as aforesaid as fully & largely as we our selves might or could doe being p̄sonally p^r^sent And we doe hereby Confirme & Allow all & whatsoever o^r^ Said Attorney shall doe or cause to be done in the p^r^misses by force of these p^r^sents In witnes whereof we have hereunto sett o^r^ hands and seals the nine & twentyth day of August In the yeare of our Lord God one thowsand six hundred & seaventy.

John West for my
self & p̄tner (Sealed)

Signed sealed & Delivered
John Cox
John Batten
Richard Mocker

Memorandum the above written Letter of Attorney p̄ved by John Cox & Richard Mocker witnesses to the same before me the seaventh Day of February 1670

Charles Calvert

To the R^t^ Honorable the L^t^ Generall & th^e^ Rest of the hono^ble^ Councell

The humble peticion of James Lewis and Thomas Harpin Humbly sheweth,

Whereas samuell signe servant to the aforesaid James Lewis hath absented himself from the said Lewis his service for fowerteene weekes as th^e^ said Lewis can depose upon his oath these are therefore to Desire your hono^r^, and the hono^ble^ bench to consider what time the said servant is to serve for the time he hath beene absent from his Masters service as aforesaid & yo^r^ pet^r^ shall Ever pray.

In open Court, upon Reading of this peticon It was acknowledged by James Lewis that samuell signe should serve the said Thomas Harpin all the time he is to serve him by Indenture made betweene them, and also that the said signe shall serve him for the fowerteene weekes he Deserted his service, according to the Custome of this Province and as his Lo^pp^ and his Councill shall order concerning the same.

By the Court
Thomas Cakewood Cler Cur.

[p. 128] To all xpian People To Whome This p^r^sent Writinge shall Come Wee Thomas Jones of S^t^ Maries County in the Province of Maryland Planter and Henry Matthews of the Same County Joyner send Greetinge in o^r^ Lord God Everlastinge Know yee That wee said Thomas Jones and Henry Matthewes for and in Consideracon of the Sume or Quantity of Twelve Thousand poundes of good sound & Marchanttable Tobaccoe & Caske to us in hande paid by Daniell Jenifer of the Citty of S^t^ Maries Gentl The Receipt whereof wee Doe heereby Acknowledge & thereof & of eūy parte thereof Doe for us o^r^ Executo^rs^ and Adm̄istrato^rs^ forever Exonerate acquitt and Discharge him the said Daniell Jenifer his heires Executo^rs^ and Adm̃istratorˢ by these prsents And for divers other good Causes and Consideracōns them thereunto moveinge Have Given Granted bargained & sold, And by these prsents Doe give Grant Bargaine & Sell unto the said Daniell Jenifer his heires & Assignes All That p̄cell of Lande Lyinge on the East Side of a Creeke Called Wickiliffs Creeke & boundinge on the North with a Line Drawne from a Bite in the said Creeke called Packers Bite & Extendinge East into the Woods One Hundred perches or thereabouts On the East wth a Meridian Line Drawne from the said end of the former Lyne South through the Woods for the Length of One Hundred & Fifteene perches or thereabouts till it Intersect a Paralell drawne from a Creeke Called Winters Creeke and on the South wth the said parrellell Conteyninge in the Whole One Hundred Acres or thereabouts wth All Howses Ediffices Buildings Orchards Gardens Wayes Easemts p̄fitts Com̄odityes & Appertenances wtsoever thereunto in any wise belonginge or apperteyninge wth All Pattents writings & Papers to the same in any wise belonginge & wch are in our or either of or Custody To have and To hold the said parcell of lande & all & eũy the before mencōned to be Bargained prmisses to him the said Daniell Jenifer his heires & Assignes for Ever To the onely proper use & behoofe of him the said Daniell Jenifer his heires and Assignes for Ever And the said Thomas Jones & Henry Matthewes Doe hereby for themselves their heires Executors & Adm̃istrators Covenant p̄mise Grant & Agree to & with the said Daniell Jenifer his heires Executors Adm̃istrators & Assignes, That they the said Thomas & Henry & their seũall & Respective Heires the aforesaid parcell of Lande & prmisses & eũy parte thereof to him the said Daniell Jenifer his heires & assignes agt All & All manner of persons wtsoever Clayminge any Right or Title in or to the same or any parte thereof will & shall for Ever well & Sufficiently Warrant Save Harmeles & Defende by these [p. 129] prsents, The Rents & Services hereafter to be due or payable to the Lord Proprietary for the Same Alwayes Excepted & Foreprized, And Further That they the said Thomas & Henry their & either of their heires shall & will from Time to Time & att all Tymes hereafter Att the Request & Costs & Charges in the Law of him the said Daniell Jenifer his heires or Assignes make Doe Acknowledge Execute & Suffer, Or Cause to be made done Acknowledged Executed & Suffered All & every Such Further Act or Acts Thinge or Things Device or Devices Assurance or Assurances wtsoever is requisite in the prmisses for the Better & Firmer Conveyinge and more Sure makinge of the said Bargained prmisses unto him the said Daniell Jenifer his heires and Assignes for Ever be it by Inrollmt of these prsents Fyne Feofmt or Otherwayes Or by any other such lawfull wayes or meanes As by the said Daniell Jenifer his heires or Assignes or his or their Councell shall be Reasonably Devised or Requiered In Witnes whereof wee have heereunto sett our hands & Seales the Twentieth day of

Liber JJ

Liber JJ July in the Nyne & Thirtieth yeare of the Dominion of Caecilius Absolute Lord & Proprietary of the Provinces of Mary-land & Avalon Lord Barron of Baltemore &c, Annoqȝ Dom̃ One Thousand six Hundred & Seaventy.

Sealed and Delivered
in the p^{r}sence of
W^{m} Turvile
Thomas Tasker
John Baker

Thomas Jones Sealed
his m̃ke ++
Henry Mathewes Sealed
his m̃ke HM

Uppon the Back side of the aforegoeinge Conveyance was thus written (viz^{t})

Memorandū, That peaceable & quiet Possession & Seizin of the Lands Howses and Hereditaments with other Appertenances wthin menc̄oned to be Granted was had and Taken by the within named Thomas Jones and Henry Mathewes and either of them & by them & either of them was Delivered to the within named Daniell Jenifer the Bargainee in his owne proper person To hold to him the said Daniell Jenifer and his heires to the use of him the said Daniell Jenifer and of his heires and Assignes for Ever Accordinge to the Teno^{r} Forme and Effect of the within written Deede This Three & Twentieth day of July 1670.

In the p^{r}sence of us
W^{m} Turvile
the marke + of
George Wheeler
John Garnis
the marke of
John Williams

December the iith 1670

The Conveyance within written, The Endorsem^{t} hereon, & a Bond for ꝑformance of Covenants weere by the within named Tho. Jones & Henry Mathewes in Open Co^{rt} Acknowledged to be the Right of the within named Daniel Jenifer his heires & Assignes for ever the day & yeare above menc̄oned. Tho. Cakewood Cler̄ Cur̄ Provincial̄s

[p. 130] Know all men by these p^{r}sents That Wee Thomas Jones of S^{t} Georges River in the County of S^{t} Maries in the Province of Maryland Planter, & Henry Mathewes of the said River County & Province Joyner Doe stande & am firmely Bounden & Oblieged unto Daniell Jenifer of the Citty of S^{t} Maries in the County of S^{t} Maries in the Province of Maryland aforesaid Gentl̄ in the Sum̄e of Fower and Twenty Thousand poundes of good Sound Marchanttable Tobaccoe & Caske To be paid to the said Daniell Jenifer or to his True & Lawfull Attorney Executo^{rs} and Adm̄istrato^{rs} To the w^{ch} paym^{t} well & Truely to be made wee Binde o^{r}selves and Either of us by himselfe Joyntly and Severally for the whole & in the whole o^{r} & either of o^{r} heires Executo^{rs} & Adm̄istrato^{rs} and every of them firmely by these p^{r}sents Sealed wth o^{r} Seales Dated the Twentieth day of July in the Nyne & Thirtieth yeare of the Dominion of Caecilius &c, And in the yeare of o^{r} Lord One Thousand six Hundred & Seaventy. Liber JJ

The Condic̄on of this Obligac̄on is Such, That if the above Bounden Thomas Jones & Henry Mathewes or either of them their or either of their heires Executo^{rs} and Adm̄istrato^{rs} and every of them shall & Doe for their and either of their parts in all things well & Truely Observe performe Fullfill accomplish & keepe All & singular the Covenants Grants Articles Clauses Provisoes Condic̄ons & Agreem^{ts} w^{t}soever which on their and either of their parts and behalfs are or ought to be Observed performed Fullfilled Accomplished & kept Comprized & menc̄oned in One Certaine Indenture bearinge even date wth These p^{r}sents, made or Expressed to be made betweene the said Thomas Jones & Henry Mathewes of the one parte, And the above named Daniell Jenifer of the other part, And that in & by all things Accordinge to the Contents Purposes true Intent & meaninge of the same Indenture without Fraud or Covin Then this p^{r}sent Obligac̄on to be voide & of None Effect, Or Else to be & remaine in Full Force & vertue.

the m̄ke of
Tho. ┼┼ Jones } Sealed
the Signum
Henry HM Mathewes } Sealed

Signed Sealed & Delivered
in p^{r}sence of us
W^{m} Turvile
Thomas Tasker
John Baker

December the Fifteenth 1670 [p. 131]

Acknowledged in Open Co^{rt} by the above Bounden Thomas Jones and Henry Mathewes, to the use of the above named Daniell Jenifer the day & yeare abovesaid. Tho. Cakewood Cler̄ Cur̄ Provincial̄s

This Indenture made the Fowerth day of Aprill in the xxxviiith yeare of the Dominion of Caecilius &c Absolute Lord & Proprietary of the Provinces of Mary-land & Avalon, Lord Barron of Baltemore &c, Annoꝗ Dom̄ One Thousand six Hundred & seaventy Betweene John Nutthall of the County of S^{t} Maryes in the Province of Maryland Gent̄ of the one parte And James Nutthall of the same County & Province aforesaid Planter of the other parte Witnesseth That the said John Nutthall for & in Considerac̄on of Twelve Thousand poundes of good Tobaccoe in Caske to him in hande paid by the said James Nutthall The Receipt whereof the said John Nutthall Doeth heereby Acknowledge & thereof & of every parte and parcell thereof Doeth heereby Absolutely & Clearely Exonerate acquitt & discharge the said James Nutthall his Heires Executo^{rs} Adm̄istrato^{rs} and Assignes For ever by these p^{r}sents Hath Given Granted Bargained Aliened sold enfeoffed & confirmed And by these p^{r}sents Doeth Fully Clearely & Absolutely Give Grant Bargaine Sell alyen enfeoffe and

vide Deeds
P L No 6
fol. 191

Liber JJ Confirme unto him the said James Nutthall his heires & Assignes for ever, All that Parcell or Tract of Lande wᶜʰ he the said James Nutthall now Liveth on beinge parte of a Devident of land Comonly knowne or Called by the name of Cornewallis Cross Mannoʳ Scituated Lyinge and beinge in Sᵗ Maries County aforesaid: The which Bounds of the said Tract or parcell of land begineth att the Quarter Creeke and soe Runneth alonge by the Side of the Old Feild that the Cross Mannoʳ Howse standeth on to the Path Way that goeth to the long Necke, And from thence alonge the said Path till it comes to John Burrages Old Feild And from thence to George Wrights outward Line And soe into the Woods to Sᵗ Inegoes Mannoʳ beinge by Estimac̄on One Thousand Acres be it more or Lesse, Together wᵗʰ all & singular the Rights Benefitts Members Jurisdicc̄ons Priviledges [p. 132] & Profitts thereunto belonginge or in any wayes apperteyninge, To have and to hold the said parcell or Tract of land and all and Singular the before Bargained pʳmisses unto him the said James Nutthall his heires & Assignes for ever And the said John Nutthall for himselfe his heires Executoʳˢ and Adm̄istratoʳˢ Doeth heereby Covenant & Grant to and with the said James Nutthall his heires & Assignes, That he the said John Nuthall his heires Executoʳˢ & Adm̄istratoʳˢ the said parcell or Tract of Lande and all other the Bargained pʳmisses unto him the said James Nutthall his heires and Assignes agᵗ all manner of person or persons wᵗsoever Clayminge by from or under him them or any of them shall & will for ever heereafter warrᵗᵗ & Defende by these pʳsents And Further the said John Nutthall his heires & Assignes shall & will from time to time & Att all times heereafter duringe the space of seaven yeares att the Request & att the proper Costs and Charges in the Law of him the said James Nutthall his heires & Assignes make Doe execute & Suffer or Cause to be made done Executed or Suffered All and Every Such Further & other Act or Acts thinge or things Device or Devices Assurance or Assurances wᵗsoever Requisite in the pʳmisses For the better Assuringe & more sure makinge of the Bargained pʳmisses unto him the said James Nutthall his heires & Assignes for ever Bee it by Inrollmᵗ of these pʳsents Fyne Feofmᵗ or Otherwise or by any other such Lawfull wayes or meanes by him the said James Nutthall his heires or Assignes or his or their Councell Learned in the Law shall be Reasonably devized Advized or requiered In Witnes whereof the parties to these pʳsents have heereunto Enterchangeably sett to their hands & seales the day & yeare above written. John Nutthall (Sealed)

Signed Sealed & Delivered
in the pʳsence of us
Richard Moy
Jnᵒ Kelee

Thus Endorsed on the Backe side of this Deede (viz^{t}) Liber JJ

Mem̄d That full & peceable possession & Seizin was given & Delivered by the within named John Nutthall of Tract of land within menc̄oned unto James Nutthall his heires & Assignes According to the true Intent & Meaninge of this Indenture in p^{r}sence of us whose names are heereunto Subscribed this Tenth day of Aprill 1670

Witnes heereunto John Nutthall

Robert Large
his W māke
Dan^{l} Domwallis
his ⊓ marke

December the Fifteenth 1670.

The Deede above menc̄oned was by the above named John Nutthall Acknowledged in Open Co^{rt} to be to the use of the above named James Nutthall his heires & Assignes for Ever the day & yeare above menc̄oned. 8 sds
Tho: Cakewood Cler̄ Cur̄ Provincial̄

Know all Men by these p^{r}sents That I Edward Dorsey of the County of Ann Arundell in the Province of Maryland Planter Have Assigned Ordained & made And in my steade & Place by these p^{r}sents putt & Constituted my Truely & welbeloved Friende Cap^{t} Thomas Stockett of the County abovesaid in the Province of Maryland Highe Sherriffe To be my True & Lawfull Attorney for me & in my name & to my use To Acknowledge a Bill of Sale of Three Hundred Acres of Lande sould by me unto Cap^{t} Thomas Manninge of Calvert County The w^{ch} Bill of Sale my said Attorny to Acknowledge to be my Act & Deede unto the said Manninge or his Lawfull Attorney the next Provinciall Co^{rt} I Givinge & Grantinge unto my said Attorney my whole power & Strength and Authority in & about the p^{r}misses to all Intents Construcc̄ons & purposes As I myselfe might or could Doe if I weere there in my owne person p^{r}sent Ratefyinge Allowinge & holdinge firme & stable All & w^{t}soever my said Attorney shall doe or Cause to be done in or about the Execuc̄on of the p^{r}misses by vertue of these p^{r}sents, In Witnes whereof I have hereunto Sett my hande & Seale This Thirtieth day of Novemb^{r} Anno D. One Thousand six Hundred & Seaventy. [p. 133]
Edward Dorsey (Sealed)

Signed Sealed & Deliūed
in the p^{r}sence of us
Sarah Dorsey
the m̄ke of
Thomas Wright

This Indenture made the Twenty Sixt day of Novemb^{r} in the Nine & Thirtieth yeare of the Right Hono^{bl} Caecilius Absolute Lord & Proprietary of the Province of Mary-land Lord Barron of Baltemore &c And in the yeare of o^{r} Lord One Thousand Six Hundred &

Liber JJ seaventy Betweene Edward Dorsey Son & Heire of Edward Dorsey late of Ann Arundell County Planter of the one parte, And Thomas Manninge of the Clifts in Calvert County Gent̄ on the other parte Witnesseth That whereas Thomas March late of Ann Arundell [p. 134] County March^{t} Did Bargaine & sell unto my Father Edward Dorsey of Ann Arundell County Planter Three Hundred Acres of land beinge parte of a Devidend of six Hundred Acres of land the one halfe whereof the said March Sould the said Thomas Manninge As by Bill of Sale und^{r} the said Marches hande bearinge date the Fowerth of May One Thousand Six Hundred Fifty Five Relac̄on beinge thereunto had more att Large doeth & may appeare All which said lande before menc̄oned by me and Assignem^{t} are come unto the said Thomas Manninge Now this Indenture Witnesseth That the said Edward Dorsey son & heire of the abovesaid Edward Dorsey For & in Considerac̄on of Six Thousand Two Hundred poundes of Tobaccoe & Caske to him in hande paid by the said Thomas Manninge Hath Clearely Bargained & Sould, And by these p^{r}sents Clearely Bargaineth & Selleth to the said Thomas Manninge the above aboves^{d} Three Hundred Acres of lande with all & singular Appertenances & ꝑfitts w^{ch} the said Edward Dorsey or any other person or persons to his use hath have or had in the said Three Hundred Acres of land To have & hold the said Three Hundred Acres of land with the Howsinge fencinge and Appertenances from him the said Edward Dorsey & his heires to the said Thomas Manninge & his heires for Ever, More & further the said Dorsey Covenanteth & Granteth, & alsoe warranteth th^{t} he hath Lawfull power and Authority to Bargaine & sell to the said Manninge & his heires as afore is said Freed & Acquitted & att All Tymes hereafter Discharged by the said Dorsey of & from All manner of Former & other Bargaines Grants Sales Trusts Forfeitures Joyntures Dowers Surrend^{rs} Judgm^{ts} Execuc̄ons And of & From All other Titles Troubles & Incombrances w^{t}soeū And att all Tymes hereafter att Request had & made by the said Manninge to the said Dorsey Hee shall give more Assurance or Assurances as doeth the Councell Learned in the Law shall be Advized Devized or Requiered For the more Absolute & perfect Surety & Sure makinge of All & singular Three Hundred Acres of land & every parte & Parcell thereof unto the said Manninge & his heires for Ever, In Witness [p. 135] whereof the said Edward Dorsey hath sett to his hande & seale the day & yeare above written Edward Dorsey (Sealed)

Signed Sealed & Delivered
in the p^{r}sence of
Jos: Taylor
William Dare

December the Fifteenth 1670

This Bill of Sale within written was by Cap^{t} Thomas Stockett Attorney of the within named Edward Dorsey (To the use of the

within menc̄oned Thomas Manninge his heires & Assignes for Ever) Liber JJ
Acknowledged in Open Co^{rt} the day & yeare above written.
Tho. Cakewood Cler̄ Cur̄ Provincial̄s

Know all Men by these p^{r}sents, That I Thomas Hopkins of Talbot County Planter and Elizabeth my wife Have assigned Ordained & made, And in o^{r} Steads & Place by these p^{r}sents putt and Constituted our Trusty & welbeloved Friende John Rawlins of Calvert County Carpenter To be o^{r} True & Lawfull Attorney for us & in o^{r} names to Confirme & make Sure unto Jn^{o} Cooper or his Order heires or Assignes One Hundred Acres of lande wth All Rights Titles & Priviledges thereunto belonginge Which wee the aforesaid Thomas & Elizabeth Hopkins Have sold him the said John Cowper w^{ch} will appeare by the Assignem^{t} of my Lawfull Attorney John Rawlings on both the Pattent & Bill of sale Given me the said Hopkins by John Askham Givinge & Grantinge unto my said Attorney our whole power and strength & Authority in and about the p^{r}misses as if wee both weere p^{r}sent personally Ratefyinge & Allowinge and Holdinge firme and Stable all & w^{t}soever o^{r} said Attorney shall Lawfully doe or Cause to be done in or aboute the p^{r}misses by vertue of These p^{r}sents In Witnes whereof wee have hereunto sett o^{r} hands & Seales This p^{r}sent Fowerth day of July in the yeare of o^{r} Lord One Thousand six Hundred sixty Nyne.

the m̄ke of Thomas **H** Hopkins } Sealed
the m̄ke of Elizabeth **E** Hopkins } Sealed

Signed Sealed and Delivered
in the p^{r}sence of us
the m̄ke of
Michell **MB** Basay
John Willsone

To all whome these p^{r}sents shall Come Wee John Askcome of the Province of Maryland Planter & Winifrett his wife Sende Greetinge Know yee That for & in Considerac̄on of a Certaine Sum̄e of Tobaccoe paid by Thomas Hopkins & Robert Hopkins of the Province of Mary-land Planters Wee the said John Askcome & Winifrett Askcome Have given Granted Bargained Sould Assigned & Sett over And by these p^{r}sents Doe us & either of us our & either of o^{r} heires freely & Absolutely give Grant Bargaine Sell Assigne & sett over unto the said Thomas Hopkins & Robert Hopkins Either of o^{r} Right Title Interest Clayme & Demand of in & to One Plantac̄on in a Necke of land Lyinge uppon S^{t} Johns Creeke in Petuxent River beinge Surveyed & Laid out for One Hundred Acres of Lande (more or Lesse) with the Dwellinge Howse Tymber Trees & All other Trees thereunto belonginge Which said Plantac̄on is Scituate Lyinge & beinge uppon S^{t} Johns Creeke To have & To hold the said Plantac̄on And all our & either of o^{r} Right Title & Interest thereunto, unto the said Thomas Hopkins and Robert Hopkins their heires & Assignes [p. 136]

Liber JJ for Ever They Payinge the Lords Rent which Warrantts ag^{t} us the said John Askcome & Winifrett Askcome our heires and all persons Clayminge Or that shall or may Clayme any Right Title or Interest thereunto In Witnes whereof wee have heereunto sett o^{r} hands the Sixth day of July One Thousand six Hundred Fifty Seaven.

Subscribed and Delivered by John Askcome & Winifrett Askcome in the p^{r}sence of
John Odher
Thomas Binkes

John Askcome
his IA m̃ke
Winifrett Askcome
her M m̃ke

Uppon the Backside of the aforegoeinge Deede was thus written (viz^{t})

Bee it knowne unto all men by these p^{r}sents That I Thomas Hopkins Doe Assigne All my Right Title & Interest of the lande & all other p^{r}misses within Specifyed Lawfully to be Bought From me [p. 137] my heires or Assignes Executo^{rs} or Adm̃istrato^{rs} For Ever, unto Cornelius Watkinson his heires or Assignes for Ever, as Witnes my hande this p^{r}sent Twenty fifth day of February One Thousand Six Hundred sixty seaven.

the m̃ke of
Thomas TH Hopkins

John Rawlings
Thomas Wall

Bee it knowne unto All men whome it may Concerne That I John Rawlings of Petuxent in the County of Calvert in the Province of Mary-land Planter as the Lawfull Attorny of Thomas Hopkins of Tred-haven in the County Talbot in the Province aforesaid Assigne unto John Cooper of Petuxent All the Right Title & Interest of the aforesaid Thomas Hopkins That he the said Thomas or his heires have now or ever had in the within menc̄oned Bill of Sale to him the aforesaid John Cooper as to his heires for Ever As Witnes my hande this Twenty Seaventh day of March One Thousand Six Hundred Sixty Nyne.

John Rawlings

Cornelius Watkinson
John Fookes

December the 16th 1670

John Rawlings Attorney of Thomas Hopkins and Elizabeth his wife Did Acknowledge in Open Co^{rt} That their Interests in the p^{r}misses within menc̄oned weere Absolutely invested uppon John Cooper within menc̄oned his heires and Assignes for ever, the day & yeare above written Tho. Cakewood Cler̄ Cur̄ Provincial̄s

[p. 138] This Indenture made the Twenty day of Novemb^{r} in the nine & thirtieth yeare of the Dominion of th^{e} R^{t} Hono^{ble} Caecilius Absolute Lord & Proprietary of the Provinces of Maryland & Avalon Lord Baron of Baltemore &^{c} & in the yeare of o^{r} Lord one thowsand six hundred & seaventy Betweene Georg Thompson of S^{t} maries County Liber JJ gentl̄ of the one p̄te & Thomas Notley of the same County march^{t} of Thother p̄te Witnesseth that The sd Georg Thompson for & in Consideracōn of the sum̄e of Forty Thowsand pounds of Tob̄ in hand paid by the sd Tho: Notley before the Ensealing & delivery of these p^{r}sents the Receipt whereof he the said Georg Thompson doth hereby Acknowledge & himselfe therewith to be fully satisfied & paid and thereof & of Every p̄te & p̄cell thereof doth Clearly and Absolutely Acquit Exonerate & discharge The said Thomas Notley his Heirs Exec^{rs} & Admini^{rs} for Ever by these p^{r}sents Hath demised grannted sett & to Farme Lett And by these p^{r}sents doth demise sett & to Farme Lett unto the sd Thomas Notley all that his the sd Georg Thompsons Mannor called Duddingon Mannor scituate Lying & being in Charles County in the Province of Maryland Conteyning by Estimacōn one Thowsand Acres Together with all the members Rights p̄fits & Comodities with the Appertēnces thereunto belonging in as Large & Ample manner as he the said Georg Thompson his Heires and Assignes have or might have att any time held & Enjoyed the same And also all that his Tract of Land Called new-Troy scituate Lying & being in Charles County aforesaid Conteyning by Estimatōn five hundred Acres with all & Every the Benefits Rights p̄fits & Comodities with all & Every the Appertēnnes to the same belonging And also all That his Tract or p̄cell of Land Called Duddington Pasture Conteyning by Estimacōn Three hundred Acres Lying & being in Charles County Aforesaid Together with all and Every the Rights p̄fits & Comodities with all and Every the Appertenances thereunto belonging According to the Tenor of A Certain pattent & grant Thereof And of the sd Mannor & severall Tracts of Land or any of them to him the said Georg Thompson made by the Right Hono^{bl} Caecilius Absolute Lord & Proprietary of the Provinces of Maryland & Avalon Lord Baron of Baltemore &c bearing date the Twelvth Day of February in th^{e} yeare of o^{r} Lord 1663 And for & under the Rents & Services therein Reserved & Expressed All and Every w^{ch} the said man^{r} And other the severall Demised p^{r}misses are scituate Lying & being in Charles County Aforesaid nere to the Anacostian River To have & to hold the sd mann^{r} & the other severall Demised p^{r}misses with their & Every of their severall and Respective Apptēnces unto him the said Thomas notley his Exec^{rs} Admi^{rs} & Assignes from the Day of the date of these p^{r}sents for & During the Time & Terme of one [p. 139] Thowsand yeares from Thence next Ensuing fully to be Compleated & Ended Yeilding & paying therefore yearely during the said Terme of one Thowsand yeares unto the said Georg Thompson his Heires & Assignes the Rent of one peper Corne Att the Feast of S^{t} michaell The Arch Angell if the same be lawfully demanded in Lieu & satisfaction of all manner of suits services Exactions and Demands whatsoever And the sd Georg Thompson for himselfe his Heires Execu^{rs}

Liber JJ Adminirs & Assignes And every of them doth by these prsents Covent p̄mise & grant To And with the sd Thomas Notley his Execrs Admirs & Assignes & Every of Them tht he the said Thomas Notley his Execrs Adminirs & Assignes & Every of them shall & may during the whole Terme of one Thowsand yeares aforesd quietly & peacebly have hold & Enioy the said mannr & all other the severall & Respective prmisses before by these prsents Demised or hereby Intended to be Demised without any the Lett Trouble Eviction or Disturbance of any p̄son whatsoever or without any Claime of Dower to be made or sued for by Margarett now wife of The said Georg Thompson And that he the sd Georg Thompson his Heirs Execrs & Adminirs the said severall & Respective demised prmises to him the said Thomas Notley his Execrs Admrs & Assignes During the said whole Terme of one Thowsand years against all p̄sons whatsoever shall & will warnt & Defend by these prsents, In Witnes whereof the p̄ties Above named have to this prsent Indenture Interchangeably sett their hands & seales the Day & yeare first Above written. Georg Thompson (sealed)

Sealed & Deliū in
the prsence of us
Jo: Rousby
Tho: Lomax
Hen: Bonner
Tho: Yorke

under neath the Leasse above Inserted was thus written

Memd That the 14th Day of February one Thowsand six hundred & seaventy The Above named Georg Thompson the Lessor Appeared before us & Acknowledged this Lesse Above written to be his Act & Deede.

Charles Calvert
Philip Calvert
Will: Talbott

[p. 455] Att a Provinciall Court of the Right Honble Caecilius Absolute Lord and Proprietary of the Provinces of Maryland and Avalon Lord Baron of Baltemore &c held att the Citty of St Maries the fourtenth day of December in the xxxviiith yeare of his Lōpps Dominion &c Annoqȝ Dom̄ MDClxix before Charles Calvert Esqȝ Leiftenn̄t Generall Cheife Governor and Cheife Justice, Philip Calvert Esqȝ Chancellour and Other their Companions justices to keepe the Peace in the Province of Maryland aforesaid moreover to heare divers felonies transgressions and other misdemeanours in the said Province perpetrated and Committed

By the Oathes of Richard Pery, Sampson Waring, Thomas Hatton, Charles Brooke, John Gittings, Thomas Paine James Thompson, Daniel Clocker, Raymond Stapelfort, John Floyd Wm Moffett, Henry Hide, Andrew Skinner George Charlsworth Joseph Wickes Jonathan Sibrey Wm Dorrington Daniel Johnson Richard Keene Richard Mosse Alexander Smith and Thomas Mathews being the Grand Inquest for the body of the said Province it is presented. Liber JJ

Richard Marsham of Calvert County in the Province of Maryland Carpenter for that wee heare by Comon fame that he the said Richard hath killed One of his servants named Jenkin Rice, as also by a presentment received from Calvert County Court Subscribed by the hand of John Gittings Clerke of the said County and at the same Court made to the Comissioners there, contrary to his Lōpps Peace, rule and dignity.

Silvanus Gilping of the Province of Maryland in the County of St Maries planter for that he the said Silvanus on the second day of August last in the xxxviiith yeare of the Dominion of the Right Honble Caecilius &c did by force and armes make an attempt on the naked body of Rebecca Frizell with intent to have carnall copulation with her contrary to his Lōpps Peace, Rule and dignity.

Daniel Jenifer of St Maries in the County of St Maries Inholder for that he the said Daniel hath broke all and every the matters and things to him enjoyned as an Inholder to be observed fullfilled and kept by a certaine Act of Assembly intituled an Act limiting Ordinary Keepers made at an Assembly held at St Maries the xiiith of April in the xxxviith yeare of the Dominion of the Right Honble Caecilius &c Annoq Dom̄ MDClxix from the tyme that the said Act tooke force till the thirtenth day of December instant in contempt of the said Act and contrary to the Peace of the Lord Proprietary his Rule and dignity.

Richard Tilghman High Sheriff of Talbott County for makeing a false returne of a writt this present Provinciall Court.

Charles Ashcomb and John Sewall Overseers of the Highwayes for neglecting to make the Highwayes passable.

William Bretton of St Maries County Coroner of the said County for not viewing a Corps being thereunto requested.

Thomas Dent of St Maries Coroner for not viewing a Corps being thereunto requested.

William Moffett of Calvert County Coroner for not viewing a Corps being thereunto requested.

Thomas Hatton and Daniel Clocker of St Maries Overseers for the Highwayes for neglecting to make the Highwayes passable. [p. 456]

Elizabeth Howard alias the Fire-ship at the house of John Nevill on the Clifts in Calvert County for that the said Elizabeth Howard is by Comon fame reputed to be a Comon pocky Whore.

John Craycraft and Thomas Boyce for breakeing his Lōpps Peace by fighting and quarrelling last night.

Liber JJ The Jurors for the Lord Proprietary doe present That Joane Colledge of Mattapenny-Sewall in the County of Calvert Spinster being great with Child with a certaine liveing Infant the eighth day of November in the xxxviiith yeare of his said Lōpps Dominion at Mattapenny-Sewall aforesaid in the County aforesaid by the providence of God did labour with Child and did bring forth one female Child living and no person being there present And that afterwards the said Joane Colledge by force and armes and of her malice before thought the said eighth day of november in the eight and thirtith yeare of the Dominion of his said Lordshipp aforesaid about the houre of tenn in the morning of the same day upon the aforesaid female Child living did make an assault and then and there feloniously did kill so the said Joane Colledge aforesaid the said female Child of her malice forethought felloniously and voluntarily did kill and murther against the peace of his said Lordshipp his rule and dignity.

Afterwards at the same Provinciall Court to witt the sevententh day of the same December in the yeare aforesaid Com̄and was given by the said Court to the sheriff of S^{t} Maries County to bring the said Joane Colledge prisoner then in his Custody to the barre of the said Court, who appeareing in her proper person and holding up her hand at the barr and heareing the abovesaid indictment read said she was not guilty thereof and putt herselfe upon the Country

And John Morecroft Attorny of the said Lord Proprietary who on the behalfe of the said Lord proprietary prosecuteth likewise.

Wherefore Com̄and was given to the Sheriff of s^{t} Maries County aforesaid that he cause to come im̄ediately before the justices of the said Lord proprietary of his said Provinciall Court to keepe the Peace assigned and to heare and determine all fellonies trespasses murthers and other misdemeanours in the said Province Com̄itted twelve lawfull freemen of the said Province to make a jury to know the truth of the premisses, because aswell the said John Morecroft Attorny of the said Lord Proprietary who for the said Lord proprietary in this behalfe prosecutes as also the said Joane Colledge have putt themselves upon the same jury

And afterwards the same day to witt the said sevententh day of the same December in the yeare aforesaid came the said John Morecroft Attorny of the said Lord Proprietary who on the behalfe of the said Lord Proprietary prosecuteth, And the said Joane Colledge being againe brought to the barr of the said Court and appeareing in her proper person and the jury aforesaid by the said Sheriff of S^{t} Maries County being impannelled and called namely Thomas Cosden William Kent John Cobreth Jeremiah Markham Thomas Hussey Henry Hawkins Richard Morris Thomas Hinton Samuel Dickeson George Marshall John Beale & John Heard likewise came and the said indictment being then and there read and the wittnesses to prove the said indictment to witt Mary Larkey, Elizabeth Rousby, Mary Keene Elizabeth Halfehead William Brookes and Thomas Mathews being Sworne and examined to speake the truth according to their severall Knowledges about and concerning the premisses being heard and the said Joane Colledge (being required to make her defence thereunto) being heard likewise the said Jurors upon their Oathes say That the said Joane Colledge is guilty of murther in concealeing the birth of her Child in the said indictment abovespecified in manner and forme as above against her is supposed, But because the Court will be further advised concerning the premisses before judgment be passed therefore the judgment is respited till the eightenth day of the same December in the yeare aforesaid, and the said Joane Colledge to continue in prison in the Custody of the said Sheriff of s^t^ Maries County untill the same tyme who is comanded to have her then and there ready at the said tyme to heare the judgment of the Court therein Att which said eighteenth day of December in the yeare aforesaid att the same Court the said Joane Colledge being by the Comand of the Court by the said Sheriff of S^t^ Maries County brought to the barr and being asked by the Court what she had further to say for her selfe why Sentence of death should not be passed against her, she humbly begg'd the mercy of the Court, and haveing nothing further to say whereupon the Court passed Sentence That the said Joane Colledge should returne from the place from whence she came and from thence to the place of execution and there to hang by the neck till she be dead. Liber JJ [p. 457]

After which the same day Elizabeth Rousby Mary Keene Ellinor Smith Ann Dorrington Mary Larkin Grace Parker Mary Williams and sundry other persons exhibited to the Court on the behalfe of the said Joane Colledge a Petition for the suspending of the execution of the said Joane Colledge untill such tyme as his Lõpp the Lord Proprietary's further Will and pleasure should be knowne touching the granting of her pardon

Whereupon the Court Ordered that the Prisoner Joane Colledge should be repreived till the eighteenth day of October next

The Jurors for the Lord proprietary doe present John Richardson of Tredavon Creeke in the County of Talbott County for that he the said John Richardson the fourth day of October in the eight and thirtith yeare of his Lõpps Dominion at Tredavon Creeke aforesaid upon Mary Richardson his then wife by force and armes an assault did make that is to say with a certaine tobacco stick to the value of One peny Sterling which the said John Richardson did then and there hold in his hand upon the aforesaid Mary Richardson his then wife then and there in the Peace of God and of the said Lord proprietary being, voluntarily and of his malice forethought did make an assault and the Same Mary his then wife then and there with the said Stick feloniously did Strick, So that by the said Stroake the said Mary [p. 458]

Liber JJ Richardson his then wife received a mortall blow whereupon the body of the said Mary Richardson his then wife did im̄ediately fall to the earth and the said Mary Richardson his then wife instantly there of the blow aforesaid died and So the said John Richardson att Tredavon Creeke aforesaid of his malice before thought the said Mary Richardson his then wife did voluntarily feloniously and wickedly Kill and murther Contrary to the Peace of the said Lord proprietary his Rule and dignity.

Afterwards att the same provinciall Court to witt the sevententh day of the same December in the yeare aforesaid Comand was given by the same Court to the Sheriff of S^t^ Maries County to bring the said John Richardson prisoner then in his Custody to the Barr of the said Court who appeareing in his proper person and holding up his hand at the barr and heareing the abovesaid indictment read said he was not guilty thereof and put himselfe upon the Country, and John Morecroft Attorny of the said Lord proprietary who on the behalfe of the said Lord proprietary prosecuteth, likewise

Wherefore Comand was given to the Sheriff of S^t^ Maries County aforesaid that he cause im̄ediately to come before the justices of the said Lord Proprietary of his said Provinciall Court to Keepe the peace assigned and to heare and determine all felonies trespasses murthers and misdemeanors in the said Province Committed twelve lawfull freemen of the said Province to make a jury to know the truth of the premisses, Because aswell the said John Morecroft Attorny of the said Lord Proprietary who for the said Lord proprietary prosecuteth in this behalfe as also the said John Richardson have putt themselves upon the same jury.

And afterwards the same day to witt the said sevententh day of the same December in the yeare aforesaid Came the said John Morecroft Attorny of the said Lord proprietary who for the said Lord proprietary in this behalfe prosecuteth And the said John Richardson being againe brought to the Barr of the said Court and appeareing in his proper person and the jury aforesaid by the said sheriff of s^t^ Maries County being impannelled and called namely Thomas Cosden William Kent John Cobreth Jeremiah Markham Thomas Hussey Henry Hawkins Richard Morris Thomas Hinton Samuel Dickeson George Marshall John Beale and John Heard likewise came

And the said indictment being then and there read and the wittnesses to prove the said indictment to witt Penelope Evans William Dell and Henry Swiggott being sworne and examined to speake the truth according to their severall Knowledge about and concerning the premisses being heard and the said John Richardson (being required to make his defence thereunto) being heard likewise the said jurors upon their Oathes say that the said John Richardson is guilty of misadventure

Liber JJ [p. 459] Memorandum that the xviith day of November in the xxxviiith yeare of the Dominion of Caecilius &c Annoqȝ Dom̃ MDClxix Richard Marsham of Calvert County planter being presented by the grand inquest of Calvert County by the information of William Collins John Bowlin and George Lingam concerning the death of Jenkin Rice his servant which presentment amongst other things was returned to this Court.

The said Richard Marsham came the xviiith day of December in the yeare aforesaid this present Court and being there personally did offer himselfe to the Court to answer the said presentment, and being putt into the Custody of the Sheriff of St Maries County, he pleaded not guilty and for his tryall putt himselfe upon the Country

Wherefore Com̃and was given to the sheriff of St Maries County that he cause im̃ediately here to come twelve good and lawfull freemen of this province to make a jury to enquire of the truth of the premisses, Att which said tyme the sheriff being Comanded to bring the said Richard Marsham now prisoner in his Custody to the Barr came and the jurors aforesaid being impannelled and called namely Thomas Cosden William Kent John Cobreth Jeremiah Markham Thomas Hussey Henry Hawkins Richard Morris Thomas Hinton Samuel Dickeson George Marshall John Beale and John Heard likewise came who to say the truth of the premisses, and Proclamation being made none appeared to give evidence or prosecute him

Whereupon the said Jurors say upon their Oathes that the said Richard Marsham is not guilty of the premisses in the said presentment specified.

Therefore it is granted by the Court here that the said Richard Marsham goe quitt of the said presentment and that the said presentment be quashed.

[p. 460] The Jurors for the Lord Proprietary of this Province doe present that Joseph Thompson of Great-Choptanck in the County of Talbott Laborer and Henry Gottney of the same place and County Labourer the thirtith day of June in the xxxviiith yeare of the Dominion of Caecilius &c One young Bull of the price of six pence sterling of the goods and Chattells of Edward Cooke of great Choptanck aforesaid in the County of Talbott aforesaid then and there found, feloniously did Steale take Kill and carry away contrary to the Peace of the said Lord Proprietary his rule and dignity

And the said Jurors further present That Peter Bawcomb of Great Choptanck aforesaid in the County of Talbott aforesaid their master was accessary to the same felony after the fact by receiveing of the same contrary to the peace of the said Lord Proprietary his rule and dignity.

And afterwards to witt the twentith day of December in the xxxviiith yeare of the Dominion of Caecilius &c aforesaid Comand

Liber JJ was given by the Court to the Sheriff of S^t^ Maries County to bring the said Joseph Thompson and Henry Gottney and Peter Bawcomb prisoners then in his Custody to the barr of the said Court who appeareing in their proper persons and holding up their hands, the abovesaid indictment being read, the value of the said bull Specified in the presentment being under forty shillings it was adjudged by the justices here that the said Joseph Thompson Henry Gottney and Peter Bawcomb be quitt of the same presentment and that the said presentment be quashed.

The Jurors for the Lord Proprietary of this Province doe present that whereas at a Sessions of Assembly begunn April the tenth One thousand six hundred sixty six and ended the fourtenth day of June One thousand six hundred sixty six by an Act of Assembly intituled an Act against Hoggstealers amongst other things it is enacted by and with the assent of the Authority aforesaid that any person or persons being either principall or acccessary that shall be legally convicted as a hoggstealer shall for the first offence stand in the pillory att the provinciall Court foure compleate houres and pay treble damage to the Owners of the hoggs Stolne, And that Joseph Thompson and Henry Gottney the sixtenth day of June in the xxxvii^th^ yeare of the Dominion of Caecilius &c Joseph Thompson and Henry Gottney did Kill in the woods One hogg of the goods and Chattells of Edward Cooke and about nine dayes after they did Kill one hogg of the goods and Chattells of Henry Tripp contrary to the forme and effect of the same Act, And Peter Bawcomb of Choptanck in the County of Talbott was accessary thereunto by appointing and Ordering them the aforesaid Joseph Thompson and Henry Gottney to doe the same, and also by receiveing the same Contrary to the Peace of the said Lord Proprietary his rule and dignity

Afterwards at the same Provinciall Court to witt the twentith day of December in the xxxviii^th^ yeare of his Lordshipps Dominion &c Comand was given by the said Court to the Sheriff of S^t^ Maries County to bring the said Joseph Thompson Henry Gottney and Peter Bawcomb then prisoners in his Custody to the barr of the said Court who appeareing in their proper persons and holding up their hands at the barr and heareing the abovesaid indictment read the said Joseph Thompson said he was guilty and the said Henry Gottney and Peter Bawcomb that they were not guilty thereof and putt themselves upon the Country and John Morecroft Attorny for the Lord Proprietary who for the said Lord proprietary prosecuteth likewise

[p. 461] Wherefore Comand was given to the Sheriff of S^t^ Maries County aforesaid that he cause imediately to come before the justices of the said Lord Proprietary of his said Provinciall Court to keepe the peace assigned and to heare and determine all felonies murthers trespasses and misdemeanours in the said province Committed twelve lawfull

Liber JJ

freemen of the said province to make a jury to know the truth of the premisses Because aswell the said John Morecroft Attorny of the said Lord Proprietary who for the said Lord proprietary prosecuteth in this behalfe as also the said Henry Gottney and Peter Bawcomb have putt themselves upon the same jury

And afterwards the same day to witt the said twentith day of December in the yeare aforesaid came the said John Morecroft Attorny of the said Lord Proprietary who for the said Lord Proprietary in this behalfe prosecuteth and the said Henry Gottney and Peter Bawcomb being againe brought to the barr of the said Court and appeareing in their proper persons and the jurors aforesaid by the said Sheriff of S^t^ Maries County being impannelled and called namely Thomas Cosden William Kent John Cobreth Jeremiah Markham Thomas Hussey Henry Hawkins Richard Morris Thomas Hinton Samuel Dickeson George Marshall John Beale and John Heard likewise came and the said indictment being then and there read and the wittnesses to prove the said indictment to witt Henry Tripp Edward Cooke and Mathew Wilson being sworne and examined to speake the truth according to their severall knowledges about and concerning the premisses being heard and the said Henry Gottney and Peter Bawcomb (being required to make their defence thereunto) being heard likewise the said Jurors upon their Oathes say that the said Henry Gottney and peter Bawcomb are not guilty of the premisses in the said indictment specified

Whereupon Ordered that the said Joseph Thompson who hath confest himselfe guilty and putt himselfe upon the mercy of the Court goe quitt of the said presentment and Henry Gottney (proclamation being made and none appeareing further to prosecute) be also acquitted and the said Peter Bawcomb bound to his good abearance for twelve months.

The Jurors for the Lord Proprietary of this Province doe present Nicholas Cheyney of Dorcester County in the province of Maryland servant to Raymond Stapelfort for that he the said Nicholas the twentith day of June last in the xxxviii^th^ yeare of the Dominion of Caecilius &c did feloniously take carry away and dispose off One cloath coate of the value of five shillings frō his master Raymond Stapelfort from the landing of Charles Ballard of Monoakin the said Coate lyeing there in his the said Stapelforts boate Contrary to his Lōpps peace Rule and dignity.

And afterwards to witt the twentith day of December in the said eight and thirtith yeare of his said Lōpps Dominion &c Annoqꝫ Dom̄ one thousand six hundred sixty nine Comand was given by the Court to the Sheriff of s^t^ Maries County to bring the said Nicholas Cheney prisoner then in his Custody to the barr of the said Court who appeareing in his proper person and holding up his hand, the abovesaid

Liber JJ indictment being read, the value of the Coate specified therein being under forty shillings it was adjudged by the justices here that the said Nicholas Cheney be quitt of the abovesaid presentment and that the said presentment be quashed.

December xxth MDClxix

Thomas Taylor Sheriff of Dorcester County presented the Court this account of Fees following vizt.

from peter Bawcomb for imprisonment from the 3d of July till the xxth of December at xxth tobacco p̄ day . . .	ł tob̄ 03400
from Joseph Tompson for imprisonment for the same terme at twenty pounds tobacco p̄ day	03400
from Henry Gottney for imprisonment for the same terme at twenty pounds tobacco p̄ day	03400
[p. 462] from Nicholas Cheney for imprisonment from the third of August till the twentith of december at twenty pound of tobacco p̄ day	ł tob̄ 02980

Ordered by the Court that the severall Fees due from the severall and respective persons be allowed the said Sheriff according to Act of Assembly.

Memorandum that the fourth day of August in the xxxviiith yeare of the Dominion of Caecilius &c Annoꝗ Dom̄ MDClxix upon Complaint made by Adam Head to Thomas Dent Gent one of his Lōpps justices for the County of st Maries against Silvanus Gilping touching a Supposed rape attempted to be committed on the body of Rebecca Frizell the said Silvanus Gilpen being bound by recognizance to his Lōpp in the summe of three thousand pounds of tobacco to appeare before his Lōpps justices of his Provinciall Court here to witt the fiftenth day of December in the yeare aforesaid, who appeareing in his proper person to answer the premisses came and the said Adam Head likewise, and the said Rebecca Frizell and Isabella Cooper wittnesses to prove the charge being sworne and examined to speake the truth touching the premisses being heard, it was adjudged by the justices here That the said Silvanus is not culpable of the Supposed Rape as aforesaid and that of the said Complaint he be quitt, And afterwards to witt the xviith day of the same December in the yeare aforesaid The Jurors for the said Lord proprietary doe present the said Silvanus Gilping for that he the said Silvanus the second day of August in the yeare aforesaid did by force and armes make an attempt on the naked body of Rebecca Frizell with intent to have carnall Copulation with her, contrary to his Lōpps Peace Rule and dignity

Afterwards at a provinciall Court of the said Lord proprietary held at St Maries to witt the eighth day of February in the yeare aforesaid to answer the abovesaid presentment the said Silvanus Came and the said Adam Head likewise

Proclamac̄on being then made and none appeareing to prosecute the said presentment it is therefore Ordered that he be quitt of the same presentment, and that Adam Head be com̄itted to the custody of the Sheriff of S^t Maries County untill he give security for his good abearance untill the eightenth day of October next being the first day of the next provinciall Court.

Upon Complaint made to his Lōpps justices here to witt the fiftenth day of December in the xxxviii^th yeare of the Dominion of Caecilius &c by Sarah Cole That John Griffith servant to Thomas Paine of S^t Maries County hath offered her severall abuses, whereupon it was then Ordered that the said Thomas Paine cause to come here to witt on the morrow next after the said fiftenth day of December the said John Griffith his servant to answer the said Complaint at which day came the said John Griffith and the said Sarah Cole likewise, and the said Sarah refuseing further to prosecute her said Complaint Ordered the said John Griffith goe quitt and the said Complaint quashed.

The Jurors for the Lord Proprietary doe present That Henry Mitchell of the Clifts in the County of Calvert planter the twentith day of October in the eight and thirtith yeare of his Lōpps Dominion &c att the Clifts in the County of Calvert aforesaid was and yet is a Com̄on Barretor, a dayly and publique disturber of the peace of the said Lord Proprietary a com̄on and turbulent Calumniator, a Reproacher, a fighter, a sower of striffes and discords amongst his neighbours so that he hath moved procured and stirred up divers striffes brawlings and fightings then and there and at other places elsewhere amongst the good people of the said Lord Proprietary to the great disturbance of the said Lord proprietaryes Peace contrary to his rule and dignity

Afterwards to witt the twentith day of December in the said eight and thirtith yeare of his said Lōpps Dominion &c and in the yeare One thousand six hundred sixty nine came the said Henry Mitchael in his proper person and traversed the aforesaid presentment, whereupon it was then Ordered that Com̄and be given to the Sheriff of Calvert County that he cause to come here to witt at S^t Maries the eighth day of February next twelve good and lawfull men of the neighbourhood by whom the truth of the matter may be the better knowne, &c. [p. 463]

And afterwards to witt the same twentith day of December the said Henry Mitchael appeareing in his proper person and shewing to the Court here that he is not willing to plead with his Lōpp the

Liber JJ Lord Proprietary humbly submitteth himselfe to the judgment of the Court here.

It is therefore Ordered by the Court here That the said Henry Mitchael give Security for his good abearance during his life.

Memorandum that On the One and twentith day of December in the yeare aforesaid came the said Henry Mitchael and also William Illinsworth and Raymond Stapelfort who undertooke for the said Henry Mitchael, and the said Henry Mitchael did acknowledge to owe to the Lord Proprietary the summe of fifty pounds of lawfull mony of England and the said William Illinsworth and Raymond Stapelfort five and twenty pounds of like lawfull mony of England to be made of their Goods Chattells lands or Tenements for the use of the said Lord Proprietary if that the said Henry Mitchael dureing his life shall not well abeare himselfe aswell towards his said Lordshipp as all other the good people of this province.

Memorandum that upon Complaint made to Thomas Sprigg Gent One of his Lordshipps justices of the peace for Calvert County by John Philips against Henry Mitchael, the said Henry Mitchael with Henry Hough and Stephen Benson his securityes became bound by recognizance in two hundred pounds of lawfull mony of England to his said Lordshipp the Lord Proprietary aswell for his good abearance as his appearance at St Maries here the ninetenth day of October in the xxxviiith yeare of his Lordshipps Dominion &c which said Court being prorogued untill the fourtenth day of December in the yeare aforesaid, and afterwards to witt the twentith day of the same December the said Henry Mitchael being called came and the said John Philips likewise and upon certaine information to the Court here that the said Henry Mitchael had forfeited his recognizance Michael Abbott Richard Rayner wittnesses to speake the truth concerning the premisses being sworne and examined, it was adjudged by the Court here that the said Henry Mitchael hath forfeited his recognizance for breach of his said Lōpps peace, therefore ordered that the same be estreated and afterwards to witt the same day the said Henry Mitchael praying the mercy of the Court, Ordered that the said recognizance be remitted, and the Order for estreating the same withdrawne.

Memorandum that on the twentith day of December in the xxxviiith yeare of the Dominion of Caecilius &c Annoqꝫ Dom̄ One thousand six hundred sixty nine Michael Abbott being sumoned on the behalfe of the Lord Proprietary to give evidence against Henry Mitchael the said Michael Abbott did acknowledge in Open Court that he was drunk for which Ordered the said Abbott be fined One hundred pounds of tobacco, according to Act of Assembly in such case made and provided.

Liber JJ [p. 464]

The Jurors for the Lord Proprietary doe present That Thomas Manning of the Clifts in the County of Calvert Gent the twentith day of August in the eight and thirtith yeare of his Lordshipps Dominion att the Clifts in the County aforesaid was and yet is a Co͠mon Barretor, a daily and publique disturber of the peace of the said Lord Proprietary a co͠mon and turbulent Calumniator, a Reproacher a fighter a sower of strifes and discord amongst his neighbours so that he hath moved procured and Stirred up divers Strifes brawlings and fightings then and there and at Other places elsewhere amongst the good people of the Lord Proprietary to the great disturbance of the peace of the said Lord Proprietary contrary to his rule and dignity.

And afterwards to witt the twentith day of December in the yeare aforesaid the said Thomas Manning being called to answer to the said presentment came and the same being read the said Thomas Manning humbly Submitted himselfe to the judgment of the Court, which said Court Ordered that the said Thomas Manning remaine in the Custody of the sheriff of s^{t} Maries County untill he give Sufficient Suertyes to his Lordshipp for his good abearance during his life.

And afterwards to witt the One and twentith day of the same December in the yeare aforesaid came the said Thomas Manning with Sampson Warring and Joseph Horsley who undertooke for the said Thomas Manning and the said Thomas Manning did here acknowledge to owe to the Lord Proprietary the summe of fifty pounds of lawfull mony of England and the said Sampson Warring and Joseph Horsley the summe of five and twenty pounds of like lawfull mony of England each person to be made of their Goods Chattells lands or Tenements for the use of the said Lord Proprietary if that the said Thomas Manning dureing his life doe not well abeare himselfe towards his said Lordshipp and all other the good people of this Province of Maryland.

Memorandum That On the nine and twentith day of November in the xxxviiith yeare of the Dominion of Caecilius &c Annoq Do͠m One thousand six hundred sixty nine Humphry Limbrey of Calvert County merchant being bound by recognizance to his Lordshipp the Lord Proprietary in the summe of forty pounds sterling for his appearance before his Lordshipps justices of the Provinciall Court the fourtenth day of December in the yeare aforesaid to prosecute a certaine information to be then exhibited against Richard Bayley, And afterwards to witt the fifteenth day of the same December in the yeare aforesaid came into Court aswell the said Humphry Limbrey as the said Richard Bayly in their proper persons, and the said Humphry Limbrey refuseing to prosecute the said Richard Bayly, it is the

Liber JJ judgment of the justices here that the said Richard Bayly goe quitt, and that the said Humphry Limbrey hath forfeited his recognizance.

Sampson Warring One of the Grand Inquest for the body of this Province haveing called unto the jury here to witt at S^{t} Maries the xviiith day of December in the xxxviiith yeare of his Lōpps Dominion &c One Andrew Cook as a wittnesse the said Andrew not being Sworne, Ordered by his Lōpps justices here that the said Sampson Warring be withdrawne from the said jurors and the said Andrew Cook committed to the custody of the sheriff of S^{t} Maries County.

[p. 465] Att a Provinciall Court of the Right Hon^{ble} Caecilius Absolute Lord and Proprietary of the provinces of Maryland and Avalon Lord Baron of Baltemore &c held at the Citty of S^{t} Maries the eighth day of February in the xxxviiith yeare of his Lōpps Dominion &c Annoqꝫ Dom̄ One thousand six hundred sixty nine before the Hon^{ble} Charles Calvert Esqꝫ Leifteñn^{t} Geñll Cheife Governour and Cheife Justice Philip Calvert Esqꝫ Chancellour and other their Companions justices to keepe the peace in the Province of Maryland aforesaid, moreover to heare divers felonies transgressions and other misdemeanours in the Said Province perpetrated and Committed

Upon Complaint made by Henry Exon of s^{t} Maries County Smith unto Jerome White Esqꝫ One of his Lōpps justices of this Province the three and twentith day of January in the xxxviiith yeare of his Lōpps Dominion &c Annoqꝫ Dom̄ One thousand six hundred sixty nine That Elizabeth Cobbs being lawfully retained in his service departed from her service before the end of her terme without his leave or license wherefore it was com̄anded the sheriff of s^{t} Maries County to attach the body of the said Elizabeth Cobbs before the said Jerome White Esqꝫ or some other of his Lordshipps justices of the peace to find sufficient suertyes to serve her said master according to the Covenant betweene them made and that the same Sheriff Certifie his doeings in the premisses here to witt the eighth day of February in the eight and thirtith yeare of his said Lōpps Dominion &c Att which day came the said Elizabeth Cobbs in the Custody of the Sheriff aforesaid and the said Henry Exon likewise and the said Elizabeth prayed summons for Fabian Ormes Edward Dubery Thomas Cosford and W^{m} Tunck to testifie the truth in the premisses which being granted unto her

afterwards to witt the ninth day of the same February in the yeare aforesaid the said wittnesses came and being sworne and examined the judgment of the justices is that the said Elizabeth Cobbs hath not fullfilled her Condition with the said Henry Exon and therefore Ordered that the said Elizabeth Cobbs satisfie unto the same Henry

Exon all damages sustained for want of her service she serveing One month after the expuration of her terme by Condition and after satisfie the said Sheriff for her imprisonment the quantity of foure hundred thirty one pounds of tobacco.

Memorandum that the sevententh day of December in the xxxviiith yeare of his Lõpps Dominion &c the Jurors for his Lõpp doe present William Bretton of St Maries in the County of st Maries Coroner of the said County for not viewing a Corps being thereunto requested, therefore it was Comãnded the Sheriff of St Maries County aforesaid that he cause to come here to witt the eighth day of February in the yeare aforesaid the said William Bretton to answer to the premisses, att which day came the said William Bretton and the said presentment being read unto him the said William Bretton traverses the same whereupon proclamation being made and none appeareing to prosecute the said presentment Ordered the said William Bretton goe quitt of the same.

Memorandum that the sevententh day of December in the xxxviiith yeare of the Dominion of Caecilius &c the Jurors for his Lõpp doe present Thomas Dent of St Maries Coroner for not viewing a Corps being thereunto requested, therefore it was Comãnded the Sheriff of St Maries County that he cause to come here to witt at St Maries the eighth day of February in the yeare aforesaid the said Thomas Dent to answer the prmisses

Att which day came the said Thomas Dent in his proper person [p. 466] and traversed the said presentment whereupon proclamation being made and none appeareing to prosecute the said presentment Ordered the said Thomas Dent goe quitt thereof.

Memorandum That On the fourth day of February in the xxxviiith yeare of the Dominion of Caecilius &c Annoq Dom̃ One thousand six hundred sixty nine John Balley of St Maries County being by William Bretton Coroner for the same County impannelled sumoned and sworne foreman of the jury to enquire of the death of one George [*blank*] servant to Mark Cordea, the said John Balley departing from his fellow jurors before their verdict was finished, he was by the same Coroner fined One thousand pounds of tobacco, and the said fine of One thousand pounds of tobacco confirmed by his Lõpps justices here to witt the eighth day of February aforesaid in the yeare aforesaid the said fine not to be levyed provided the said John Balley give Security for the payment of the same at the returne of the Leiftẽnt Gẽnll into this province.

Memorandum That On the sevententh day of December in the xxxviiith yeare of the Dominion of Caecilius &c Annoq Dom̃ One

Liber JJ thousand six hundred sixty nine the Jurors for the said Lord Proprietary doe present Charles Ashcomb and John Seawall Overseers of the Highwayes for neglecting to make the Highwayes passable, therefore it was com̄anded the Sheriff of Calvert County that he cause to come here to witt the eighth day of February in the yeare aforesaid the said Charles Ashcomb and John Sewall to answer the premisses, and afterwards to witt the ninth day of February aforesaid in the yeare aforesaid came the said Charles Ashcomb in his proper person and the said presentment being read humbly submitts to the judgment of the Court whereupon Ordered by his Lōpps justices here that the said Charles Ashcomb be fined for the neglect aforesaid the quantity of two thousand pounds of tobacco according to Act of Assembly in that case made and provided, And upon the prayer of the said John Seawell Ordered he be dismist.

Memorandum that the ninth day of February in the xxxviiith yeare of the Dominion of Caecilius &c came Adam Head of St Maries County with Thomas Hatton and John Camell and undertooke for the said Adam Head, and the said Adam Head did acknowledge to owe to his Lōpp the summe of ten pounds of lawfull mony of England and the said Thomas Hatton and John Camell five pounds of like mony apeice &c if the said Adam Head doe not make his personall appearance before his Lōpps justices here to witt the eightenth day of October next and in the meane tyme that he be not of good abearance towards his Lōpp and the good people of this province.

Upon Complaint made to his Lōpps justices here to witt the ninth day of February in the xxxviiith yeare of his Lōpps Dominion &c Annoq̧ Dom̄ One thousand six hundred sixty nine by Jonas Greenwood of divers abuses done by James Godscrosse his master, Ordered that the said James Godscrosse Jonas Greenwood and the witnesses be sumoned to the County Court of Calvert County and that the buisnesse be there determined and in the meane time that the said James Godscrosse use the said servant well, and that the said Court doe take particular Care aswell in this buisnesse as all other abuses to servants by their masters.

Upon Complaint made to his Lōpps justices here to witt the ninth day of February in the xxxviiith yeare of his Lōpps Dominion &c by William Bretton Gent that Robert Pennywell had brook the glasse windowes at the Chappell at St Maries which said Robert Pennywell appeareing in his proper person in the Custody of the sheriff of St Maries County and Garret Vansweringeen Marke Cordea and John Balley wittnesses to speake the truth in the premisses likewise, came, And it is Com̄anded by the same justices to the said Sheriff that he cause the said Robert Pennywell to be in publique view whipped, and to have twenty lashes. Liber JJ

By the Oathes of Thomas Cosden, Roger Johnson Thomas Jones William Moffett John Maxwell Thomas Brookes Jonathan Sibrey George Beckworth Thomas Warner William Marloe Thomas Hatton Anthony Mayle Henry Exon John Balley Luke Gardner and George Mainwering being the Grand inquest for the body of this Province it is this day to witt the tenth day of February in the xxxviiith yeare of the Dominion of Caecilius &c Annoqȝ Dom̄ One thousand six hundred sixty nine presented That Thomas Gill of New-England marriner William Pitts of New England marriner and Hendrick Janson of the Crosse marriner the fourth day of February in the xxxviiith yeare of the Dominion of Caecilius &c att the River of St Georges by force and armes and of their malice forethought being then and there in the Peace of God and of the Lord Proprietary upon one George [*blank*] servant to Mark Cordea an assault did make and him did with severall stroakes upon the fore and hinder part of the head feloniously strike and wound of which mortall stroakes the said George im̄ediately died and so the Jurors say that they the said Thomas William and Hendrick the day and yeare abovesaid at St Georges River aforesaid in manner and forme aforesaid of their malice forethought did voluntaryly and feloniously Kill and murther contrary to the peace of the said Lord Proprietary his rule and dignity [p. 467]

Afterwards at the same provinciall Court to witt the said tenth day of February in the yeare aforesaid Comand was given by the said Court to the Sheriff of St Maries County to bring the said Thomas Gill William Pitts and Hendrick Janson Prisoners in his Custody to the barr of the said Court who then appeareing in their proper persons and holding up their hands at the barr of the said Court and heareing the abovesaid indictment read said they were not guilty thereof and putt themselves upon the Country And John Morecroft Attorny of the said Lord Proprietary who for the said Lord Proprietary in this behalfe prosecuteth likewise

Wherefore Com̄and was given to the Sheriff of St Maries County aforesaid that he cause im̄ediately to come before the justices of the said Lord Proprietary of his said Provinciall Court to keepe the Peace assigned and to heare and determine all felonies trespasses and other misdemeanours in the said Province committed twelve lawfull freemen of the said province to make a jury to know the truth of the premisses because aswell the said John Morecroft Attorny of the said Lord Proprietary who for the said Lord Proprietary in this behalfe prosecuteth as also the said Thomas Gill William Pitts and Hendrick Janson have putt themselves upon the same jury.

And afterwards the same day to witt the said tenth day of February in the yeare aforesaid came the said John Morecroft Attorny

Liber JJ for the said Lord proprietary who for the said Lord Proprietary in this behalfe prosecuteth and the said Thomas Gill William Pitts and Hendrick Janson being againe brought to the barr of the said Court and appeareing in their proper persons and the jury aforesaid by the sheriff aforesaid being impannelled and called namely George Dendans Daniel Clocker William Hattost Curtis Fletcher Henry Pennington Thomas Wright Richard Dod George Taylor James Murtin Thomas How Thomas Hatton and John Wright likewise came and the said indictment being then and there read and the said Thomas Gill William Pitts and Hendrick Janson (being required to make their defence thereunto) being heard likewise came and the said Jurors upon their Oathes say that the said Thomas Gill William Pitts and Hendrick Janson are not guilty of the premisses in the said indictment specified, Proclamation being made and none appeared to give evidence or prosecute against them therefore it is granted by the Court here that the said Thomas Gill W^{m} Pitts and Hendrick Janson goe quitt of the said indictment.

[p. 468] An extract of the fines forfeitures and Amerciaments in the Provinciall Court held at the City of S^{t} Maries the fourth day of June in the xxxviith yeare of the Dominion of Caecilius &c and the fourtenth day of December in the xxxviiith yeare of his Lōpps Dominion and the viiith day of February in the same yeare of his Lōpps Dominion Annoqȝ Dom̄ One thousand six hundred sixty nine sett and imposed upon the severall persons hereunder written by Philip Calvert Esqȝ Chancellour and justice of the said Court.

	June the fourth	
Talbott County	Simon Carpenter and his wife fined by the judgment of the Court for an assault upon Richard Tilghman....	ƚ s d 00-06-08
S^{t} Maries County	Thomas Oakely amercied for his false claime against George Thompson according to Act of Assembly....	ƚƀ toƀ 00050
	December the fourtenth	ƚƀ toƀ
Calvert County	William Howes being Sum̄oned to serve on the grand jury and not appeareing fined....................	00500
Ann Arrundell County	John Howard and Cornelius Howard for the same default each fined 500 ƚƀ toƀ......................	01000
S^{t} Maries County	William Barton and George Newman for the same default fined each 500 ƚƀ toƀ......................	01000
Calvert County	Humphry Limbrey for not prosecuteing Richard Bayly recognizance forfeited and Ordered to be estreated..	ƚ 40-00-00
Calvert County	Michael Abbott for being drunk by his owne confession in Open Court fined according to Act of Assembly...	ƚƀ toƀ 00100
Calvert County	Joseph Horsley for a fine according to Act of Assembly being cast in a suite betweene the said Joseph Horsley and John Tucker............................	ƚƀ toƀ 00050

February the eighth

John Balley for a contempt being sworne upon a jury of the Coroners Inquest and departing from his fellow jurors before the verdict finished	℔ toƀ 01000	Liber JJ St Maries County
Charles Ashcomb Surveyour of the Highwayes of Calvert County presented by the grand jury for the neglect of his office and being sum̄oned and appeared submitted himselfe to the judgment of the Court whereupon he was fined for the same two thousand pounds of tobacco One moyety to the Lord proprietary the other moyety to the Attorny Generall being prosecutor	℔ toƀ 02000	Calvert County
David Driver being sum̄oned to serve upon the jury betweene John Wilson plaintiff and Abraham Hughes defendant and not appeareing	℔ toƀ 00500	St Maries County
Josias Fendall amercied according to Act of Assembly being cast in a suite wherein the said Josias was defendant and Elizabeth Story plaintiff	℔ toƀ 00050	Charles County

Ordered by the Court here to witt the eleventh day of February in the xxxviiith yeare of the Dominion of Caecilius &c Annoqȝ Dom̄ MDClxix That the fines be estreated to the severall Sheriffs of this Province whereupon afterwards to witt the ninetenth day of the same February in the yeare aforesaid it was required and com̄anded the severall and respective Sheriffs that they levy of each and every the persons here abovenamed the severall and respective summes upon their Severall and respective heads sett as fines forfeitures and amerciaments imposed upon them and each of them respectively and what thereof shall be by them so levyed to give an accompt thereof and pay to Mr Thomas Notley Generall Collector for his Lōpp in this province appointed and thereof they are not to faile &c.

[p. 469] Memorandum That On the sevententh day of December in the xxxviiith yeare of the Dominion of Caecilius &c Annoqȝ Dom̄ One thousand six hundred sixty nine the Jurors for his Lōpp doe present Thomas Hatton and Daniel Clocker of St Maries Overseers for the Highwayes for neglecting to make the Highwayes passable, whereupon it was com̄anded the Sheriff of St Maries County that he cause to come here to witt the eighth day of February in the yeare aforesaid the said Thomas Hatton and Daniel Clocker to answer the premisses and afterwards to witt the eleventh day of the same February in the yeare aforesaid came the said Thomas Hatton and Daniel Clocker and heareing the abovesaid presentment read and proclamation being made none appeareing to prosecute Ordered that the said presentment be quashed.

Memorandum That On the sevententh day of December in the xxxviiih yeare of the Dominion of Caecilius &c the Jurors for his

Liber JJ Lōpp doe present W^m^ Moffett of Calvert County Coroner for not viewing a Corps being thereunto requested whereupon it was comanded the Sheriff of Calvert County that he cause to come here to witt the eighth day of February in the yeare aforesaid the said William Moffett to answer the premisses and afterwards to witt the eleventh day of the same February came the said William Moffett and heareing the abovesaid presentment read and proclamation being made and none appeareing to prosecute Ordered the said presentment be quashed.

Memorandum That on the sevententh day of December in the xxxviii^th^ yeare of the Dominion of Caecilius &c the Jurors for his Lōpp doe present John Craycraft and Thomas Boyce for breakeing his Lōpps peace by fighting and quarrelling last night, wherefore it was Comanded the Sheriffs of S^t^ Maries County and Calvert County that they cause to come here to witt the eighth day of February in the yeare aforesaid the said John Craycraft and Thomas Boyce to answer the premisses, who being Sumoned and not appeareing Comand is given to the same Sheriffs that they Omitt not for any liberty within their Bayliwicks but that they enter thereinto and distreine the said John Craycraft and Thomas Boyce by all their lands and Tenements goods and Chattells and that of the issues thereof they answer his Lōpp so that they be before his Lōpps justices the next Provinciall Court to Keepe the Peace assigned and to heare and determine Severall felonies trespasses and other misdemeanours within this Province committed the twelfth day of April next to answer his Lōpp touching certaine Articles against the said John Craycraft and Thomas Boyce presented, and afterwards to witt the fouretenth day of April aforesaid in the yeare aforesaid came the said John Craycraft and Thomas Boyce and heareing the abovesaid indictment read proclamation being made and none appeareing to prosecute Ordered the said presentment be quashed.

Memorandum That On the sevententh day of December in the xxxviii^th^ yeare of the Dominion of Caecilius &c the Jurors for his Lōpp doe present Daniel Jenifer of S^t^ Maries in the County of S^t^ Maries Inholder for that he the said Daniel hath broke all and every the matters and things to him enjoyned as an Inholder to be observed fullfilled and kept by a certaine Act of Assembly entituled an Act limitting Ordinary Keepers made at an Assembly held att S^t^ Maries the thirtenth of April in the xxxvii^th^ yeare of his Lōpps Dominion from the tyme that the said Act tooke force till the thirtenth day of December instant in contempt of the said Act and contrary to the peace of the said Lord Proprietary his rule and dignity, wherefore it was Comanded the Sheriff of S^t^ Maries County that he cause to come here to witt the eighth day of February in the yeare aforesaid the said Daniel Jenifer to answer the premisses who being then called came not whereupon Ordered that Com̃and be given to the sheriff aforesaid that he distreine &c afterwards to witt the first of April in the yeare of his Lõpps Dominion aforesaid by the judgment of Philip Calvert Esqꝫ Willam Calvert Esqꝫ and Jerome White Esqꝫ his Lõpps justices the aforesaid presentment being insufficient Ordered no further proces issue against the said Daniel Jenifer and that of the same presentment he be quitt. Liber JJ [p. 470]

Att a Provinciall Court of the Right Hon^ble Caecilius Absolute Lord and Proprietary of the Provinces of Maryland and Avalon Lord Baron of Baltemore &c held at the Citty of S^t Maries the twelfth day of April in the eight and thirtith yeare of his Lõpps Dominion Annoqꝫ Dom̃ one thousand six hundred and seventy before Charles Calvert Esqꝫ Leivtenant Generall Cheife Governour and cheife justice, Philip Calvert Esqꝫ Chancellour and other their fellow justices to Keepe the Peace in the Province of Maryland aforesaid moreover to heare divers felonies transgressions and other misdemeanours in the said Province perpetrated and committed

By the Oathes of Thomas Cosden James Bowlin Robert Proctor John Wheeler George Harris John Bowles Thomas Paine Richard Smith Nathaniel Eaton William Bishop Cornelius Howard John Howard John Anderton Andrew Skinner Stephen Gary Richard Bayly and Thomas Hussey being the Grand inquest for the body of this Province it is presented.

Andrew Whittington for finding of his goods being Stolne and Owning of them and not prosecuteing they being found in the house of Henry Bannister

George Beckwith for not cleareing the Highwayes as Overseer.

Cornelius Curnell for a housebreaker for breakeing the house of Thomas Gerard Esqꝫ.

Mary Grubb for being with Child with a bastard Child by the information of William Marloe Constable of poplar-hill Hundred.

Thomas Hodge and Joseph Hinderson for hoggstealers by the information of Bryan Daley Thomas Doxey and James Lewis.

William Smith now liveing in Baltemore County for contempt for denying to serve on a jury of inquest being thereunto required by Thomas South Coroner by information of John Wells constable of Chester Hundred.

Richard Tilghman for converting his Lordshipps tobacco to his Owne Use, by information of John Wells Constable.

Ralph Blackhall for not Obeying the Constable in the due execution of his Office by information of John Wells.

Liber JJ Nicholas Emanson and Elizabeth Emanson alias Beake for haveing Children by the said Emanson and now disclaimeing the said Emanson to be her husband by the information of Robert Castleton Constable of the Northside of Portobacco in Charles County.

A woman Servant of Francis Winn for haveing a bastard Child by information of Robert Castleton Constable of Charles County.

Philip Carey and Susan [*blank*] for liveing together as man and wife about a twelve month and now he disclaimeing the said Susan for his wife by the information of John Boyden Constable of Mattawoman in Charles County.

Willam Cockhell for Shooting piggs in the woods he haveing no Stock of his Owne by the information of Robert Castleton Constable of the northside of portobacco Creeke in Charles County.

[p. 471] Francis Kilburne Benjamin Cloyster and Philip Burges for Hoggstealers by information of James Elton, James and Mary Mecall William Kitson George Davidson and Philip Claton of Calvert County.

Henry Mitchael for an accessary for concealeing the said hoggs they being found in his house.

Richard Tilghman of Talbott County Sheriff for takeing exactious fees from William Mullins contrary to the Act of Assembly.

Richard Tilghman sheriff of Talbott County for takeing exactious fees of John Warner contrary to Act of Assembly.

Richard Tilghman Sheriff of Talbott County for an extortioner for that he the said Tilghman exacted unlawfull fees contrary to act of Assembly from William Sawkell.

Richard Tilghman Sheriff of Talbott County for an extortioner for that he the said Tilghman exacted unlawfull fees from Christopher Barnes contrary to the Act of Assembly.

Memorandum That On the xvii^th^ day of December in the xxxviii^th^ yeare of the Dominion of Caecilius &c the Jurors for his Lōpp doe present Richard Tilghman High Sheriff of Talbott County for makeing a false returne of a writt the then present Provinciall Court whereupon it was Cōmanded the Coroner of the said County of Talbott That he cause the said Richard Tilghman to come here to witt the eighth day of February in the yeare aforesaid and afterwards to witt the fourtenth day of April in the yeare aforesaid and in the yeare One thousand six hundred and seventy came the said Richard Tilghman in his proper person and the abovesaid presentment being read and proclamation made and none appeareing to prosecute it is the judgment of the justices here that the said Richard Tilghman goe quitt of the same presentm^t^.

Memorandum That On the xvii^th^ day of December in the xxxviii^th^ yeare of the Dominion of Caecilius &c the Jurors for his Lōpp doe present Elizabeth Howard at the house of John Nevill on the Clifts in Calvert County for that the said Elizabeth Howard is by cōmon fame reputed to be a Cōmon pocky whore, whereupon it was Cōmanded the sheriff of Calvert County that he cause to come here to witt the eighth day of February in the yeare aforesaid the said Elizabeth Howard to answer the premisses at which day the same sheriff returnes that the said Elizabeth Howard is not found within his Bailiwick wherefore it is againe cōmanded the said Sheriff that he cause the said Elizabeth Howard to come here to witt the twelfth day of April in the said xxxviiith yeare of his Lōpps Dominion &c Annoq Dom̄ One thousand six hundred and seventy and afterwards to witt the fouretenth day of the same April in the yeare aforesaid came the said Elizabeth Howard in her proper person and the abovesaid presentment being read and proclamation made and none appeareing to prosecute it is the judgment of the justices here that the said Elizabeth Howard goe quitt of the same presentment. Liber JJ

Memorandum That on the sevententh day of December in the xxxviiith yeare of the Dominion of Caecilius &c the Jurors of the Lord Proprietary doe present That Justinian Gerard of Bramley in the County of St Maries Gent the first day of November in the xxxviiith yeare of the Dominion of Caecilius &c by force and armes in and upon One Thomas Casey of Bramley aforesaid an assault did make and him did beate wound and evill entreate so that of his life he did dispaire and other enormityes to him did doe to the great [p. 472] damage of him the said Thomas Casey and Contrary to his Lōpps rule and dignity, and afterwards to witt the fourtenth day of April in the xxxviiith yeare of his Lōpps Dominion Annoq Dom̄ One thousand six hundred and seventy Came the said Justinian Gerard in his proper person and heareing the aforesaid presentment read Submitts himselfe to the judgment of the Court whereupon he was fined by the Court to his Lōpp the summe of three shillings and foure pence, which said fine being im̄ediately satisfied to his Lōpps receivor Generall proclamation being made and none appeareing further to prosecute it is the judgment of the same Court that the said Justinian Gerrard goe quitt of the same presentment.

The Jurors for the Right Honble the Lord Proprietary doe present Thomas Hodge and Joseph Hinderson marriners for that they the said Thomas Hodge and Joseph Hinderson a certaine hogg of the goods and Chattells of Philip Land and Thomas Land of St Maries County at Langfords-point in the County aforesaid the tenth day of February in the eight and thirtith yeare of his Lōpps Dominion &c Annoq Dom̄ One thousand six hundred sixty nine did kill Steale and carry away contrary to the forme and effect of a certaine Act of Assembly in that case had made and provided and against the Peace of his said Lōpp his rule and dignity.

Liber JJ Afterwards to witt at a provinciall Court held at S^t^ Maries the fourtenth day of April in the yeare aforesaid Comand was given by the said Court to the Sheriff of S^t^ Maries County to bring the said Thomas Hodge and Joseph Hinderson prisoners then in his custody to the barr of the said Court, who appeareing in their proper persons and holding up their hands at the barr and heareing the aforesaid indictment read said they were not guilty thereof and putt themselves upon the Country wherefore it was Co͞manded the Sheriff of S^t^ Maries County that he cause i͞mediately to come before the justices of the said Lord proprietary of his said Provinciall Court to keepe the peace assigned and to heare and determine all felonies trespasses and other misdemeanours in the said province committed twelve lawfull freemen of the said province to make a jury to Know the truth of the premisses because the said Thomas Hodge and Joseph Hinderson have putt themselves upon the same jury And afterwards to witt the same day the said Thomas Hodge and Joseph Hinderson being brought againe to the barr of the said Court and appeareing in their proper persons and the Jury aforesaid by the sheriff aforesaid being impannelled and called namely W^m^ Hatton David Driver Daniel Clarke Henry Hooper Adam Head John Nutthall Henry Tripp William Lawrence Richard Hooper Charles Boteler John Wright and John Bigger likewise came, and the said indictment being then and there read and the said Thomas Hodge and Joseph Hinderson being required to make their defence thereunto being heard the said Jurors upon their Oathes say that the said Thomas Hodge and Joseph Hinderson are not guilty of the premisses in the abovesaid indictment specified in manner and forme as against them is supposed, Whereupon Proclamation being made and none appeareing further to prosecute, it is the judgment of the Court here that the said Thomas Hodge and Joseph Hinderson goe quitt of the same indictment.

Alexander Cunningham being committed into the Custody of the Sheriff who appeareing here at this day to witt the fourtenth day of April in the yeare abovesaid and proclamation being made and none appeareing to prosecute, Ordered by the Court here that the said Alexander Cunningham goe quitt.

Memorandum that this day to witt the fiftenth day of April in the xxxviii^th^ yeare of the Dominion of Caecilius &c came into Court Garrett Vansweringeen and acknowledged himselfe suerty for John Balley for his fine of One thousand pounds of tobacco imposed upon him the viii^th^ of February last past the same to be paid if the Leifte͞nnt Generall demandes the same at his Arrivall into this province.

[p. 473] By the Oathes of Thomas Cosden John Browne Henry Hooper Richard Hooper William Moffett James Thompson John Scott John

Liber JJ

Anderton Adam Head John Wright David Driver Richard Bayly John Waghop Marmaduke Semme Richard Smith and Jonathan Sibrey being the Grand inquest for the body of this province doe present Francis Kilborne Benjamin Cloyster and Philip Burges of the Clifts for that they the said Francis Kilborne Benjamin Cloyster and Philip Burges two certaine hoggs of the goods and Chattells of Thomas Sterling of Calvert County upon the southeast side of the path that leads to petuxent in the County aforesaid the sevententh day of February in the yeare One thousand six hundred sixty nine did Kill steale and carry away contrary to the forme and effect of a certaine Act of Assembly in that case had made and Provided and against the peace of his Lordshipp his rule and dignity.

Afterwards to witt the sixtenth day of April in the xxxviiith yeare of the Dominion of Caecilius &c Annoqȝ Dom̄ One thousand six hundred and seventy Com̄and was given by the Court to the Sheriff of St Maries County to bring the said Francis Kilborne Benjamin Cloyster and Philip Burges then prisoners in his Custody to the barr of the same Court who appeareing in their proper persons and holding up their hands at the barr and heareing the abovesaid indictment read said they were not guilty thereof and putt themselves upon the Country wherefore it was Comanded the Sheriff of St Maries County that he cause im̄ediately to come here before the justices of the said Lord proprietary of his said provinciall Court to keepe the peace assigned and to heare and determine all felonies trespasses and other misdemeanours in the said Province committed twelve lawfull freemen of the said province to make a jury to know the truth of the premisses because the said Francis Kilborne Benjamin Cloyster and philip Burges have putt themselves upon the same jury And afterwards to witt the same day the said Francis Kilborne Benjamin Cloyster and philip Burges being againe brought to the barr of the same Court and appeareing in their proper persons and the jury aforesaid by the Sheriff aforesaid being impannelled and called namely John Quigly Mathias Decosta James Humes Curtis Fletcher Henry Exon William Lawrence Elias Beach John Barnes James Lee John Currer John Balley and John Nutthall likewise came and the said indictment being then and there read and the wittnesses to prove the said indictment to witt James Elton James Mecall Mary Mecall William Kitson George Davison and Philip Clayton being sworne and examined to Speake the truth according to their severall knowledges about the concerning the premisses being heard and the said Francis Kilborne Benjamin Cloyster and Philip Burges being required to make their defence thereunto being likewise heard the said Jurors say that the said Francis Kilborne Benjamin Cloyster and Philip Burges are not guilty of the premisses in the abovesaid indictment specified in manner and forme as against them is supposed Whereupon Proclamation being then made and no person ap-

Liber JJ peareing further to prosecute the said Francis Kilborne Benjamin Cloyster and philip Burges it is the judgment of the Court that they goe quitt.

Memorandum That this day to witt the sixtenth day of April in the xxxviii^th^ yeare of the Dominion of Caecilius &c before his Lõpps justices here came James Mecall of Calvert County with Thomas Sterling and James Humes of the same County who undertooke for the said James Mecall and the said James Mecall did acknowledge to Owe to his Lõpp the summe of tenn pounds of lawfull mony of England [p. 474] and the said Thomas Sterling and James Humes five pounds of like lawfull mony of England apeice of their lands and Tenements Goods or Chattells to be made to the Use of his Lõpp if the said James Mecall shall not well abeare himselfe aswell towards his Lõpp as all the good people of this province and that he make not his personall appearance before his Lõpps justices the first day of the next Provinciall Court to answer such things as shall then be objected against him

Owen Lucas being bound by recognizance to appeare before his Lõpps justices of his provinciall Court to witt the twelfth day of April and to be of good abearance aswell to his Lõpp as all the good people of this province and especially to Hugh Pollard. Afterwards at the same Court to witt the fiftenth day of the same April in the xxxviii^th^ yeare of his Lõpps Dominion &c came the said Owen Lucas and none appeareing to prosecute Ordered by the justices here that his recognizance be withdrawne.

Memorandum That Thomas Taylor Henry Tripp and Daniel Clarke of the County of Dorcester being bound by recognizance to his Lõpp to be of good abearance to his said Lõpp and all the good people of this Province and especially to Peter Bawcomb and also that they make their personall appearances before his Lõpps justices of his Provinciall Court (to doe and receive what shall be there enjoyned) the Sixtenth day of April in the xxxviii^th^ yeare of his Lõpps Dominion &c afterwards to witt the said Thomas Taylor Henry Tripp and Daniel Clarke appeareing in their proper persons came And the Jurors for his said Lõpp being the Grand inquest for the body of this province came likewise and the said Jurors upon their Oathes say that they find no cause of presentment against the said Thomas Taylor Henry Tripp and Daniel Clarke.

The Jurors for the Lord Proprietary doe present Anthony Lecompt of Dorcester County for fraudulently takeing away tobacco out of a caske marked for his Lõpps Use and afterwards to witt the

Liber JJ

sixteenth day of April in the xxxviiith yeare of his Lōpps Dominion &c Annoqȝ Dom̄ One thousand six hundred and seventy came the said Anthony Le Compt and heareing the said presentment read traverses the same, and afterwards to witt the same day came the said Anthony with Stephen Gary who undertooke for the said Anthony and the said Anthony Lecompt did acknowledge to owe to his Lōpp the summe of tenn pounds of lawfull mony of England and the said Stephen Gary five pounds of like lawfull mony of their lands or Tenements Goods or Chattells to be made for his Lōpps Use if the said Anthony doe not prosecute with effect his traverse to the presentment aforesaid at the next Provinciall Court

Upon the returne of the view of the body of Edward Renolds Ordered that a Coroner Sum̄on twelve men and take up the body of the said Reynolds and enquire of his death

[p. 475]

Att A Provinciall Cort For the Right Honoble Caecilius Absolute Lord & Proprietary of the Provinces of Maryland & Avalon Lord Barron of Baltemore &c, held att the Citty of St Maries the Thirteenth day of December in the xxxixth yeare of his Lopps Dominion Annoqȝ Dom̄ One Thousand six Hundred and Seaventy before Charles Calvert Esqr Leivetent Genll Cheife Governer & Cheife Justice Phillipp Calvert Esqr Chancellor & other their Fellow Justices to keepe the Peace in the Province of Maryland aforesaid Moreover to heare diverse Fellonyes Transgressions & other Misdemeanors in the said Province perpetrated & Com̄itted

Vincent Loe Sworne Att Genll

Vincent Loe Gent̄ was then Sworne Attorney Genll for his Lopp of this Province Accordinge to the Oath of Attorney Genll of this Province.

The Cort beinge Called by Proclamac̄on, & the Petty Jury beinge Sworne, the Persons hereafter menc̄oned weere Tryed uppon the Severall Indictmts hereafter menc̄oned.

Indictmt Cornelius Cornell

The Jurors for the Right honoble the Lord Proprietary Doe present, That Cornelius Cornell of the County of St Maries in the Province of Maryland the First day of March in the yeare of our Lord God One Thousand Six Hundred Sixty Nyne with force & Armes &c Att westwood in the County aforesaid the Mansion howse of Thomas Gerrard of westwood aforesaid in the County aforesaid betweene the howers of Eleaven & One of the same day Felloniously did breake open & Enter and Seaven Hundred of Nayles of the value of Fower shillings sterlinge which in the said howse weere then Remaininge the aforesaid Cornelius Cornell did Felloniously steale

Liber JJ Take and Carry away Contrary to the peace of the Right Hono^ble^ the Lord Proprietary And the Lawes in that Case made & Provided.

The witnesses sworne to his Indictm^t^ above mencõned weere George Groves & Daniell Lawrence.

Uppon this Indictm^t^ he was Arrained, uppon his Arrainem^t^ he was Tryed, And uppon his Tryall he was found not Guilty of the said Indictm^t^ Whereuppon Proclamacõn beinge made It is the Judgem^t^ of the Co^rt^ That the said Cornelius Cornell goe quitt of the Indictm^t^ above mencõned.

Indictm^t^ Peter Key

The Jurors for the Right Hono^ble^ the Lord Proprietary doe p^r^sent, That Peter Key of S^t^ Maries Hundred in the County of S^t^ Maries Planter the Five & Twentieth day of June in the yeare of our Lord One Thousand Six Hundred & Seaventy with force & Armes &c att S^t^ Johns in the County aforesaid in & uppon Lodowicke Martin in the peace of God & the Lord Proprietary then & there beinge did make an Assault and Eight shillings sterlinge which in the said Lodowicke Martins pockett then & there did Remaine privately & secretly From the person of the said Lodowicke Martin Felloniously did steale take and Carry away Contrary to the peace of the said Lord proprietary his Rule & Dignity, And against the Forme of the Statute in that Case made & Provided

The witnesses sworne to this Indictm^t^ last mencõned weere Lodowicke Martin & William Keene.

Uppon this Indictm^t^ he was Arrained, uppon his Arrainem^t^ he was Tryed, And uppon his Tryall he was found not Guilty of the said Indictm^t^ Whereuppon Proclamacõn beinge made It is the Judgm^t^ of the Co^rt^ That the said Peter Key goe quitt of the Indictm^t^ above mencõned.

[p. 476]

Whereas by a Certaine Act of Assembly made the Fifteenth of September 1663, It was Enacted & Ordained, That what person soever shall dispose of any Tobaccoe or other Goods Seized on or Received by the Sherriffs For Fynes Leavyes or his Lo^pps^ Rents or other Publique Fees &c, Or that should alter or Scratch out the marke of any of the said Tobaccoes soe Received, or should any wayes Change the Quallity of the same should undergoe such paines and Penaltyes As by the same Act is appointed & Ordained.

Presentm^t^ Anthony Lecompt

Now the Jurors For the Right Hono^ble^ the Lord Proprietary uppon their Oathes Doe p^r^sent, That Anthony Lecompt of the County of Dorcester Planter the Tenth day of November 1669 with Force & Armes &c, In a Certaine Tobaccoe howse in the said County of Dorcester standinge, One Hogeshead of Tobaccoe that was Lyinge therein, And that was Received & marked for the use of the Lord Proprietary by the Officer Appointed to Collect his Lõpp^s^ dues and Other Publique Charges did breake open, And two hundred poundes of Neate Tobaccoe out of the said Hogeshead did Purloine and Imbezzell Contrary to the Peace of the said Lord Proprietary his Rule & Dignity, And ag^{t} the forme in Absolute Contempt of the aforemen-c̄oned Act of Assembly.

This p^{r}sentm^{t} last menc̄oned beinge Travers'd & much debate beinge made concerninge the same It was the Judgem^{t} of the Co^{rt} heere (to witt the seaventeenth day of December Instant) That they findinge noe Cause of presentm^{t} Thereuppon Proclamac̄on was made that th^{e} said Anthony Lecompt should goe quitt of the said p^{r}sentm^{t}.

Indictm^{t}
Toby Wells

Lett it be Enquiered for the Right Hono^{ble} the Lord Proprietary of Toby Wells late of the Isle of Kent Planter the One and Twentieth day of Aprill in the yeare of o^{r} Lord One Thousand Six Hundred Sixty and Three with Force & Armes &c, Att the Isle of Kent aforesaid a Certaine Instrum^{t} in writinge called an Assignem^{t} of a War^{tt} For Lande, under a warr^{tt} for Lande granted by the Hono^{ble} Phillipp Calvert Esq^{r} unto Mary Conner of the said Isle of Kent For Twelve Rights to Lande to her due uppon Record did Forge & Counterfeit and alsoe the said Mary Conners hande writinge did Forge & Counterfeit, And Alsoe the names of Anthony Callaway & Moses Staggoll supposed witnesses thereunto did Forme Forge and Counterfeit to the Greate Dam̄age of the said Mary the Evill Example of all others in the like Case Offendinge, And Contrary to the peace of the said Lord Proprietary his Rule & Dignity, and ag^{t} the Forme of the Statute in that Case made and Provided.

Proclamac̄on hereuppon beinge made, and none appearinge to prosecute, the Judgem^{t} of the Co^{rt} is, That the said Toby wells should goe quitt of the said Indictm^{t}.

To the Hono^{ble} the Leiften^{t} Gen̄all Cheife Justice, & the Rest of the Justices of this Provinciall Co^{rt}.

The Humble Petic̄on of James Mecall of Calvert County Humbly Sheweth

Unto yo^{r} Hono^{rs} That yo^{r} Petic̄oner beinge an Evidence in Aprill Co^{rt} Last against Francis Kilbourne and others aboute Hogestealinge, And yo^{r} Petic̄oner Incurringe the displeasure of the Co^{rt} was Bound [p. 477] to the good behaviour and to appeare att the then next Co^{rt} which beinge Adjourned, yo^{r} Petic̄oner now Accordinge to his Bond makes his appearance att this Co^{rt} to his very greate Trouble and Dam̄age

Yo^{r} Petic̄oner humbly prayes, That yo^{r} Hono^{rs} would be graciously pleased to discharge yo^{r} Petic̄oner from the said Bond, That he may Retorne home to his Occasions.

And yo^{r} Petic̄oner as in Duty Bound shall Ever pray &c.

Liber JJ After this Peticon was Reade in Co^{rt} Proclamacon was imediately thereuppon made, Whereuppon the said James Mecall was discharged From the said Bond in the Peticon above menconed & prayed.

Presentm^{t} Ralph Blackhall Ralph Blackhall in Aprill Co^{rt} last was p^{r}sented by the Grand Inquest For not Obeyinge the Constable in the due Execucon of his Office by Informacon of John Wells

Att this p^{r}sent December Co^{rt} 1670 None appearinge Further to prosecute, Proclamacon was made And the said Ralph Blackhall was discharged From the said presentm^{t}.

4 Presentm^{ts} ag^{t} Richard Tilman (1) Richard Tilman Sherriffe of the Talbot County was presented by the Grand Inquest in Aprill Co^{rt} Last For Takinge Exactious Fees From William Mullins Contrary to the Act of Assembly.

2) Richard Tilman was then alsoe p^{r}sented by the said Grand Inquest, For Takinge Exactious Fees of John Warner Contrary to Act of Assembly.

3) Richard Tilman was then alsoe p^{r}sented by the said Grand Inquest, For that he the said Tilman Exacted unlawfull Fees Contrary to Act of Assembly From William Sawkell.

4) Richard Tilman was then alsoe p^{r}sented by the said Grand Inquest For an Extorconer, For that he the said Tilman Exacted unlawfull Fees From Christopher Barnes, Contrary to Act of Assembly.

It is heere Ordered by the Co^{rt}, that the said Fower severall Indictm^{ts} shall be all quashed they beinge found Imperfect

Ordered by the Co^{rt} heere to witt the Seaventeenth day of this Instant December That the Recognizance Entred into by M^{r} Richard Moy & M^{r} Robert Ridgly be Delivered upp Cancelled & made voide.

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